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# JOURNAL

OF

# THE SENATE

OF THE

# GENERAL ASSEMBLY

OF THE

## STATE OF NORTH CAROLINA

5622

SESSION 1901

RALEIGH:
EDWARDS & BROUGHTON, AND E. M. UZZELL, STATE PRINTERS
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1901

# OFFICERS AND MEMBERS

OF THE

# SENATE OF NORTH CAROLINA.

## SESSION 1901.

W. D. TURNER, PRESIDENT ..... Statesville.
A. J. MAXWELL, PRINCIPAL CLERK ..... Rockingham.
F. A. CLINARD, ENGROSSING CLERK ..... Hickory.
J. B. SMITH, DOORKEEPER ..... Fayetteville.
GEORGE BIGGERSTAFF, ASSISTANT DOORKEEPER ... Rutherfordton.
W. L. COHOON, READING CLERK ..... Elizabeth City.

| DISTRICT. | NAME OF SENATORS. | POST-OFFICE |
|---|---|---|
| 1 | C. S. Vann | Edenton. |
| 1 | W. H. Bray | Currituck. |
| 2 | I. W. Miller | Alliance. |
| 2 | H. S. Ward | Plymouth. |
| 3 | S. J. Calvert | Jackson. |
| 4 | E. L. Travis | Halifax. |
| 5 | R. H. Speight | Wrendale. |
| 6 | F. G. James | Greenville. |
| 7 | John E. Woodard | Wilson. |
| 7 | Thomas M. Arrington | Rocky Mount. |
| 8 | John E. W. Sugg | Snow Hill |
| 8 | Thomas D. Warren | Trenton |
| 9 | J. T. Foy | Scott's Hill. |
| 9 | B. F. Aycock | Goldsboro. |
| 10 | George E. Morton | Wilmington. |
| 11 | John E. Burroughs | Dabney. |
| 12 | N. B. Broughton | Raleigh. |
| 13 | Allen K. Smith | Smithfield. |
| 14 | E. R. Robeson | Tar Heel. |
| 14 | George H. Currie | Clarkton. |
| 15 | Stephen McIntyre | Lumberton. |
| 15 | J. A. Brown | Chadbourne. |
| 16 | James D. McNeill | Fayetteville. |
| 17 | J. A. Long | Roxboro. |
| 18 | H. A. Foushee | Durham. |
| 18 | R. W. Scott | Melville. |
| 19 | H. A. London | Pittsboro. |
| 20 | William Lindsay | Reidsville. |
| 21 | James D. Glenn | Greensboro. |
| 22 | W. P. Wood | Ashboro. |
| 23 | James A. Leak | Wadesboro. |
| 23 | Cameron Morrison | Rockingham. |
| 24 | H. C. McAllister | Mount Pleasant. |
| 25 | S. B. Alexander | Charlotte. |
| 26 | John S. Henderson | Salisbury. |
| 26 | John C. Thomas | Midway. |
| 27 | J. C. Pinnix | Marler. |
| 27 | T. M. Stikeleather | Turnersburg. |
| 28 | Samuel E. Marshall | White Plains. |
| 29 | J. O. McIntosh | Triangle. |
| 29 | T. J. Dula | Wilkesboro. |
| 30 | L. H. Michael | Rutherwood. |
| 31 | A. V. Miller | Lenoir. |
| 31 | M. L. Buchanan | Bakersville. |
| 32 | M. H. Justice | Rutherfordton. |
| 32 | E. Y. Webb | Shelby. |
| 33 | J. M. Gudger, Jr | Asheville. |
| 33 | W. W. Stringfield | Waynesville. |
| 34 | James M. Candler | Dillsboro. |
| 35 | Joel L. Crisp | Stecoah. |

# SENATE JOURNAL.

## SESSION 1901.

### FIRST DAY.

SENATE CHAMBER, January 9, 1901.

In accordance with law the Senate of the General Assembly of North Carolina assembles this day in the Senate Chamber, in the city of Raleigh.

Hon. Charles A. Reynolds, Lieutenant-Governor and President of the Senate, calls the Senate to order.

Prayer is offered by Rev. Dr. A. A. Marshall, of Raleigh.

The roll of Senators is called by districts, by Mr. C. C. Daniels, Principal Clerk, and the following Senators present themselves, with proper certificates of election, and duly qualify by taking and subscribing the oath of office:

*First District*—C. S. Vann and W. H. Bray.
*Second District*—I. W. Miller and H. S. Ward.
*Third District*—S. J. Calvert.
*Fourth District*—E. L. Travis.
*Fifth District*—R. H. Speight.
*Seventh District*—John E. Woodard and Thomas M. Arrington.
*Eighth District*—John E. W. Sugg and Thomas D. Warren.
*Ninth District*—J. T. Foy and B. F. Aycock.
*Tenth District*—Geo. L. Morton.
*Eleventh District*—John E. Burroughs.

*Twelfth District*—N. B. Broughton.

*Thirteenth District*—Allen K. Smith.

*Fourteenth District*—E. N. Robeson and George H. Currie.

*Fifteenth District*—Stephen McIntyre and J. A. Brown.

*Sixteenth District*—James D. McNeill.

*Seventeenth District*—J. A. Long.

*Eighteenth District*—H. A. Foushee and R. W. Scott.

*Nineteenth District*—H. A. London.

*Twentieth District*—William Lindsay.

*Twenty-first District*—James D. Glenn.

*Twenty-second District*—W. P. Wood.

*Twenty-third District*—James A. Leak and Cameron Morrison.

*Twenty-fourth District*—H. C. McAllister.

*Twenty-fifth District*—S. B. Alexander.

*Twenty-sixth District*—John S. Henderson and John C. Thomas.

*Twenty-seventh District*—J. C. Pinnix and T. M. Stikeleather.

*Twenty-eight District*—Samuel E. Marshall.

*Twenty-ninth District*—J. O. McIntosh and T. J. Dula.

*Thirtieth District*—L. H. Michael.

*Thirty-first Disrtict*—A. V. Miller and M. L. Buchanan.

*Thirty-second District*—M. H. Justice and E. Y. Webb.

*Thirty-third District*—J. M. Gudger, Jr., and W. W. Stringfield.

*Thirty-fourth District*—James M. Candler.

*Thirty-fifth District*—Joel L. Crisp.

When Mr. Stringfield comes forward to take the oath of office, the President of the Senate presents the notice of contest on the part of John W. Stamey, which is referred to the Committee on Privileges and Elections.

It appearing that a quorum of the Senate is present, the

Senate is declared ready to proceed with the election of officers.

The President announces nominations for Principal Clerk in order.

Mr. Morrison places in nomination Mr. A. J. Maxwell, of the county of Richmond.

The Senate proceeds to vote as follows:

Those voting for Mr. Maxwell are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Currie, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeal, Miller of Pamlico, Morrison, Morton, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—38.

Mr. Maxwell is declared duly elected.

Nominations for Reading Clerk being in order, Mr. Ward places in nomination Mr. Walter Cohoon, of the county of Pasquotank.

The Senate proceeds to vote as follows:

Those voting for Mr. Cohoon are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Currie, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeal, Miller of Pamlico, Morrison, Morton, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—38.

Mr. Cohoon is declared duly elected.

Nominations for Doorkeeper being in order,

Mr. McNeill places in nomination Mr. J. B. Smith, of the county of Cumberland.

The Senate proceeds to vote as follows:

Those voting for Mr. Smith are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Currie, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre,

McNeal, Miller of Pamlico, Morrison, Morton, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—38.

Mr. Smith is declared duly elected.

Nominations for Engrossing Clerk being in order,

Mr. Webb places in nomination Mr. Franklin A. Clinard, of the county of Catawba.

The Senate proceeds to vote as follows:

Those voting for Mr. Clinard are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Currie, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeal, Miller of Pamlico, Morrison, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—39.

Mr. Clinard is declared duly elected.

Nominations for Assistant Doorkeeper being in order,

Mr. Justice places in nomination Mr. George Biggerstaff, of the county of Rutherford.

The Senate proceeds to vote as follows:

Those voting for Mr. Biggerstaff are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Currie, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeal, Miller of Pamlico, Morrison, Morton, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—38.

Mr. Biggerstaff is declared duly elected.

The officers elected by the Senate come forward and take the oath of office.

Mr. Travis places in nomination for President *pro tem.* of the Senate, Mr. Henry W. London, and upon motion Mr. London is unanimously elected.

Mr. Brown offers the following resolution:

*Resolved*, That a message be sent to the House of Representatives, informing that honorable body that the Senate is duly organized and ready to proceed with business.

The resolution is adopted.

Mr. London introduces the following resolution:

*Resolved*, That a committee of three be appointed to act with a similar committee of the House, to inform his Excellency, the Governor, that the General Assembly is ready for the transaction of business and would be pleased to receive any communication which he may see proper to submit.

The resolution is adopted.

Mr. London introduces the following resolution:

*Resolved*, That the rules of the last Senate be adopted until new rules are adopted by this Senate.

The resolution is adopted.

Mr. Brown offers the following resolution:

*Resolved*, That the Senate appoint a committee of three Senators to prepare and report rules for the government of the Senate.

The resolution is adopted.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Brown, S. R. 1, resolution for joint session to open returns for State officers.

On motion, the rules are suspended, and the resolution passes its several readings and is ordered sent to House of Representatives without engrossment.

By Mr. Speight, S. B. 2, bill to provide for the better ventilation of the halls of the General Assembly.

Upon motion of Mr. Candler, the bill is referred to the Committee on Finance.

By Mr. Marshall, S. B. 3, bill to repeal chapter 16, Public Laws of 1899.

Upon motion of Mr. Woodard, the bill is laid on the table.

By Mr. Vann, S. B. 4, bill to extend the corporate limits of the town of Hertford and to repeal chapter 87, Private Laws 1899. Referred to Committee on Counties, Cities and Towns.

By Mr. Vann, S. B. 5, bill to incorporate the Hertford Banking Company. Referred to the Committee on Banks and Banking.

By Mr. Wood, S. B. 6, bill to incorporate the Bank of Randleman. Referred to Committee on Banks and Banking.

By Mr. Marshall, S. B. 7, bill to amend the election laws of North Carolina. Referred to the Committee on Elections.

By Mr. Arrington, S. B. 8, bill to establish graded schools in the town of Rocky Mount. Referred to the Committee on Education.

By Mr. Morton, S. B. 9, bill to amend the charter of the Howard Relief Fire Company of Wilmington. Referred to Committee on Corporations.

Upon motion of Mr. Brown, the Senate adjourns until 12 o'clock to-morrow.

## SECOND DAY.

SENATE CHAMBER, January 10, 1901.

The Senate met pursuant to adjournment.

Prayer by Rev. Dr. M. M. Marshall.

The Journal of yesterday is read, corrected and approved.

### MESSAGE FROM THE GOVERNOR.

A message from his Excellency, the Governor, Daniel L. Russell, is received and read.

Mr. Woodard introduces:

S. R. 19, resolution to print the Governor's message.

On motion, the rules are suspended and the resolution placed upon its several readings.

The resolution passes its several readings and is ordered sent to the House of Representatives without engrossment.

Mr. Brown introduces:

S. R. 11, resolution to print list of pardons, commutations of sentences, etc., by the Governor.

Upon motion of Mr. Brown, the rules are suspended and the resolution is placed upon its several readings.

The resolution passes its several readings and is ordered sent to the House of Representatives without engrossment.

Mr. Gudger presents a petition relative to the Appalachian Park Association.

### MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives informing the Senate of the organization of that body with the following officers:

Hon. Walter E. Moore, Speaker; Brevard Nixon, Princi-

pal Clerk; W. W. Willson, Reading Clerk; Capt. Frank Bennett, Doorkeeper; G. B. Howell, Assistant Doorkeeper; J. H. Fonvielle, Engrossing Clerk.

A message is received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

S. R. 1, H. R. 2, resolutions for joint session to open returns for State officers,

With amendments.

Upon motion, the Senate concurs in the amendments by the House of Representatives, and the resolution as amended passes third reading and is ordered enrolled.

H. B. 29, S. B. 12, bill to change the name of the Guardian, Security, Trust and Deposit Company, of Wilmington, N. C., to the Peoples' Savings Bank, of Wilmington, N. C.

Upon motion, the rules are suspended and the bill is placed upon its several readings.

The bill passes its several readings and is ordered enrolled.

H. B. 11, S. B. 13, bill to amend chapter 2, Private Laws of 1889, relating to the State Bank of Commerce, Hendersonville.

Upon motion of Mr. Candler, the rules are suspended and the bill placed upon its second reading.

The bill passes second reading, and upon motion of Mr. Aycock, is referred to the Committee on Banks and Banking.

H. B. 34, S. B. 15, bill for the relief of Frank P. Hobgood, Jr.

Mr. Gudger moved to refer the bill to the Committee on Education.

The motion is lost.

Upon its second reading, Mr. Candler calls for the ayes and noes.

The call is sustained.

The bill passes its second reading, ayes 36, noes 10, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Calvert, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, McAlester, McIntyre, McNeal, Miller of Pamlico, Morton, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—36.

Those voting in the negative are: Messrs. Buchanan, Candler, Crisp, Gudger, Marshall, Michael, Miller of Caldwell, Pinnix, Robeson, Stikeleather—10.

The bill passes third reading and is ordered enrolled.

Mr. London presents a petition from the Executive Committee of the State Hospital, which is referred to the Committee on Insane Asylums.

Mr. Robeson presents papers and evidence in the contest case of Kennedy v. Currie, which is referred to the Committee on Elections.

Upon motion of Mr. Justice, Messrs. Webb, Wood and Warren are appointed a committee to wait upon the Governor in pursuance of resolution adopted yesterday.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Glenn, S. B. 14, bill to repeal chapter 254, Public Laws of 1899, relating to the Greensboro Dispensary.

Mr. Foushee moved to refer the bill to the Committee on Propositions and Grievances.

The motion was lost.

Upon motion of Mr. Glenn, the bill was placed upon its several readings.

The bill passes its several readings and is ordered sent to the House of Representatives without engrossment.

By Mr. Justice, S. B. 16, bill to amend section 3720 of The Code. Referred to the Judiciary Committee.

By Mr. Glenn, S. B. 17, bill to incorporate the Life Annuity Company. Referred to the Committee on Insurance.

By Mr. Ward, S. B. 18, bill to incorporate the Bank of Plymouth. Referred to the Committee on Banks and Banking.

By Mr. Warren, S. B. 19, bill to prevent the manufacture or sale of spirituous, vinous and malt liquors within three miles of the Methodist Episcopal Church, white, in the village of Havelock, Craven County. Referred to the Committee on Propositions and Grievances.

By Mr. Calvert, S. B. 20, bill to amend sections 3840 and 3841 of The Code, so as to abolish the office of Standard Keeper of Northampton County.

Upon motion of Mr. McIntyre, the bill was referred to the Judiciary Committee.

By Mr. Ward, S. B. 21, bill to amend chapter 666, Public Laws of 1899, entitled, "An act providing for the punishment of pools, trusts and conspiracies." Referred to the Judiciary Committee.

By Mr. Michael, S. B. 22, bill to amend chapter 18, section 752, of The Code, pertaining to county finance. Referred to the Judiciary Committee.

By Mr. McIntyre, S. B. 23, bill for the relief of Peter Carver, colored, of Robeson County. Referred to the Committee on Education.

By Mr. McIntyre, S. B. 24, bill for the relief of M. H. Jones, of Robeson County. Referred to the Committee on Education.

Upon motion of Mr. Ward, the Senate adjourned until 11 o'clock to-morrow.

## THIRD DAY.

SENATE CHAMBER, January 11, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Bagwell.

The Journal of yesterday is partially read, and on motion of Mr. Aycock, the further reading of the Journal is dispensed with and the same stands approved.

### STANDING COMMITTEES.

Upon motion of Mr. Justice, the Senate goes into the election of standing committees, and nominations are made by Mr. Justice as follows:

*Judiciary*—Justice, Chairman; Woodard, Henderson, Travis, Gudger, London, James, Webb, McIntyre, Foushee, Ward, Vann, Morrison, Calvert, Warren, Arrington, Currie and Dula.

*Finance*—Aycock, Chairman; London, Alexander, Glenn, Long, Wood, Smith, Stikeleather.

*Corporations*—Henderson, Chairman; Foushee, Webb, Morton, McNeill, Scott, Lindsay, Sugg and McIntosh.

*Education*—McIntyre, Chairman; Lindsay, Broughton, Aycock, Glenn, Alexander, Woodard, Henderson, Wood, Webb and Arrington.

*Propositions and Grievances*—Brown, Chairman; Ward, Broughton, Miller of Pamlico, Arrington, Stringfield, McNeill, Robeson and Marshall.

*Penal Institutions*—Woodard, Chairman; Broughton, Leak, Gudger, Arrington, Travis, Brown, Aycock, Calvert and Crisp.

*Insane Asylums*—Speight, Chairman; Wood, Alexander,

Aycock, Arrington, Burroughs, Miller of Pamlico, and Stikeleather.

*Agricultural*—Burroughs, Chairman; Scott, Alexander, Stringfield, Thomas, McAlister, Leak and Crisp.

*Public Roads*—Alexander, Chairman; Bray, Thomas, McAllister, Vann, Stringfield, Scott and Buchanan.

*Counties, Cities and Towns*—Leak, Chairman; Smith, Sugg, Wood, Warren, Morrison and Dula.

*Insurance*—Travis, Chairman; Arrington, Foy, Long, James, Miller of Pamlico, Leak, McNeill and Michael.

*Deaf, Dumb and Blind Institutions*—Broughton, Chairman; James, Morrison, Stringfield, Burroughs, Calvert, Bray and Robeson.

*Railroads and Railroad Commission*—London, Chairman; Brown, Foushee, Woodard, Long, Morton and Michael.

*Banks and Currency*—Long, Chairman; Leak, Smith, Lindsay, Calvert, Vann and Marshall.

*Internal Improvements*—Lindsay, Chairman; Arrington, McNeill, Calvert, Currie, Morrison, Sugg, Miller of Caldwell, and Buchanan.

*Claims*—Morton, Chairman; Bray, Gudger, McIntyre, McNeill, Long, McAllister, Candler, and Miller of Caldwell.

*Military Affairs*—Glenn, Chairman; Warren, Ward, Morton, Stringfield, Buchanan and Pinnix.

*Privileges and Elections*—James, Chairman; Henderson, Travis, Woodard, Brown, Burroughs, Foy, Calvert, McNeill and Pinnix.

*Manufacturing*—Wood, Chairman; McNeill, Long, Thomas, Lindsay, Leak, Foy, McAllister, Michael and Candler.

*Mining*—McNeill, Chairman; Morton, McAllister, Webb, Warren, Miller of Caldwell, and Robeson.

*Salaries and Fees*—Morrison, Chairman; Thomas, Ward, Smith, McAllister, Sugg, Scott, McIntyre and Dula.

*Engrossed Bills*—Gudger, Chairman; Warren, Calvert, Burroughs, Lindsay, Miller of Pamlico, and Crisp.

*Federal Relations*—Currie, Chairman; Alexander, Henderson, Foushee, McIntyre, Stringfield and Dula.

*Public Health*—Sugg, Chairman; Wood, Speight, Scott, Morton, Smith and Candler.

*Fish and Fisheries*—Ward, Chairman; Bray, Foy, Vann, Calvert, Miller of Pamlico, and Marshall.

*Pensions and Soldiers' Home*—Thomas, Chairman; Wood, Stringfield, McAllister, London, Henderson, Alexander, Broughton and Dula.

*Shell-Fish*—Miller of Pamlico, Chairman; Travis, James, Ward, Vann, Morrison, McNeill and Michael.

*Election Law*—Foushee, Chairman; Broughton, Gudger, Foy, Glenn, McNeill and Pinnix.

*Rules*—Arrington, Chairman; Justice and London.

*Appropriations*—Webb, Chairman; Travis, Aycock, Arrington, Miller of Pamlico, Glenn, Foy and Marshall.

JOINT COMMITTEES—SENATE BRANCH.

*Library*—Stringfield, Chairman; Ward, Speight, Henderson, Lindsay, Broughton and Crisp.

*Justices of the Peace*—Vann, Chairman; Webb, Foy, Currie, Smith, Scott and Marshall.

*Public Buildings and Grounds*—Calvert, Chairman; Brown, Glenn, McNeill, Morton, Smith and Dula.

*Enrolled Bills*—Smith, Chairman; Currie, Warren, Speight, Webb, Gudger and Pinnix.

*Printing*—Warren, Chairman; Calvert and Currie.

*Trustees of the University*—Scott, Chairman; Bray, Currie, London, Henderson, Vann and Pinnix.

Mr. London seconds the nominations and moves their election.

Motion adopted and committeemen declared duly elected.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Aycock, Senate Bill, No. 25, bill to incorporate the Bank of Fremont. Referred to Committee on Banks and Banking.

By Mr. Henderson, S. B. 26, bill for relief of James M. Monroe, late Sheriff of Rowan County. Referred to Committee on Propositions and Grievances.

By Mr. Henderson, S. B. 27, bill to amend section 1276 of The Code, relating to deceased mortgagees and trustees. Referred to Judiciary Committee.

By Mr. Henderson, S. B. 28, bill to repeal section 2493, and section 2494 of The Code, relating to due bills, notes, orders, tickets, certificates, and obligations as substitutes for money. Referred to Committee on Judiciary.

By Mr. Henderson, S. B. 29, bill to amend sections 1831 and 1832 of The Code, giving the husband the same right to sell property as the wife in certain cases. Referred to the Judiciary Committee.

By Mr. Henderson, S. B. 30, bill to repeal chapter 170 of the Public Laws of 1889, which prohibits the formation of a corporation with a capital stock exceeding $1,000,000. Referred to Committee on Corporations.

By Mr. Henderson, S. B. 31, bill to authorize the incorporation of street railway companies under a general law. Referred to Committee on Corporations.

By Mr. Henderson, S. B. 32, bill to amend the charter of the Whitney Reduction Company. Referred to Committee on Corporations.

By Mr. Henderson, S. B. 33, bill to exempt Daniel V. Davis, of Davie County, from license taxes on account of physical infirmities. Referred to Committee on Finance.

By Mr. Warren, S. B. 34, bill to provide for cotton-weigh-

ers for towns of Trenton, Pollocksville and Maysville, in Jones County. Referred to Committee on Counties, Cities and Towns.

By Mr. Michael, S. B. 35, bill to aid the saw-mill industry in Watauga County. Referred to Committee on Judiciary.

By Mr. Bray, S. B. 36, bill to repeal chapter 103, Private Laws of 1897. Referred to Committee on Propositions and Grievances.

By Mr. Woodard, S. B. 37, bill to amend section 1285 of The Code with respect to grounds for divorce. Referred to Judiciary Committee.

By Mr. McIntyre, S. R. 38, joint resolution to elect an Enrolling Clerk. Upon motion of Mr. McIntyre, rules are suspended and the resolution placed upon its several readings.

The resolution passes its several readings and is ordered sent to the House of Representatives without engrossment.

MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills which are read the first time and disposed of as follows:

H. B. 62, S. B. 39, a bill for the relief of certain public school teachers in Mecklenburg County. Referred to Committee on Education.

H. B. 61, S. B. 40, bill to amend chapter 593, Public Laws of 1899. On motion of Mr. Justice, the bill is placed on Calendar.

H. B. 56, S. B. 41, bill to appoint Justices of the Peace for Harnett County.

On motion of Mr. Currie, the bill is placed on its several readings.

Mr. Currie offers amendment, which is adopted, and the bill as amended passes its several readings and is ordered engrossed.

REPORT OF COMMITTEE.

Mr. Morrison reports from the Committee on Salaries and Fees.

S. B. 16, bill to amend section 3720 of The Code, with a favorable recommendation.

Upon motion of Mr. Morrison, the bill is placed upon its several readings.

Mr. Dula moves to refer bill to Judiciary Committee.

The motion is lost.

Mr. Justice calls the previous question.

Call sustained.

Upon its second reading, Mr. Candler calls for the ayes and noes.

Call sustained.

Mr. Lindsay gives notice that he desires to explain his vote.

The bill passes second reading, ayes 36, noes 12, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Burroughs, Calvert, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, London, Long, McAllister, McIntosh, McIntyre, McNeill, Miller of Pamlico, Morrison, Morton, Smith, Speight, Stringfield, Sugg, Travis, Vann, Ward, Warren, Webb, Wood and Woodard.

Those voting in the negative are: Messrs. Buchanan, Candler, Crisp, Lindsay, Marshall, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Stikeleather and Thomas.

Mr. Aycock, by request, is excused from voting.

The bill passes third reading and is ordered sent to the House of Representatives without engrossment.

Message is received from House of Representatives, informing the Senate that the House of Representatives is now ready to go into joint session for the election of Enrolling Clerk.

A message is received from House of Representatives, transmitting Senate resolution 38, House resolution 75, joint resolution to elect an Enrolling Clerk, with a substitute.

The substitute is adopted.

The bill as substituted, passes third reading and is ordered enrolled.

Upon motion of Mr. Justice, the Senate goes into the election of an Enrolling Clerk.

Mr. Webb places in nomination Mr. E. B. Norvell, of the county of Cherokee.

The President appoints as Tellers on the part of the Senate Messrs. Brown and Pinnix.

The Clerk calls the roll and the ballot is taken.

REPORT OF TELLERS.

We, the undersigned Tellers, on the part of the Senate, appointed to conduct the election for an Enrolling Clerk, on January 11, 1901, at 1 o'clock p. m., report that at such election E. B. Norvell received 37 votes, as follows:

Those voting for Mr. Norvell are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Calvert, Currie, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Morton, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard.

Respectfully submitted,

J. A. Brown,
J. C. Pinnix,
*Tellers.*

Mr. Novell is duly declared elected on the part of the Senate.

Mr. Ward, by request, is allowed to withdraw S. B. 21, bill

to amend chapter 666, Public Laws 1899, entitled, "An act providing for the punishment of pools, trusts and conspiracies."

Mr. Foushee presents petition, which is referred to Committee on Education.

Upon motion of Mr. McIntyre, the Senate adjourns to meet to-morrow morning at 11 o'clock.

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## FOURTH DAY.

SENATE CHAMBER, January 12, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Mr. Adams.

Journal of yesterday read by Clerk and approved.

Leave of absence is granted Mr. Aycock until Monday.

### ENROLLED BILLS.

Mr. Webb, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. R. 11, H. R. 72, resolution to print the pardons, commutations of sentences, etc., by the Governor.

S. B. 15, H. B. 34, an act for the relief of Frank P. Hobgood, Jr.

S. R. 10, H. R. 71, resolution to print Governor's message.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Brown, petition of citizens of Tatom's Township, Columbus County, asking that the sale of intoxicating liquors within five miles of Lennon's Cross-Roads Church be prohibited. Referred to the Committee on Propositions and Grievances.

By Mr. Brown, petition of citizens of Lee's Township, asking for the prohibition of the sale of spirituous liquors within two miles of Poley Bridge Church, in Columbus County. Referred to Committee on Propositions and Grievances.

By Mr. Warren, petition from citizens of Havelock, Craven County, to prevent sale of liquors in three miles of Methodist Episcopal Church (white). Referred to Committee on Propositions and Grievances.

By Mr. Thomas, petition to incorporate Pleasant Grove Church. Referred to Committee on Propositions and Grievances.

By Mr. Speight, petition to change corporate limits of the town of Whitakers. Referred to Committee on Counties, Cities and Towns.

REPORT OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Finance:

By Mr. London, S. B. 2, a bill to provide for the better ventilation of the halls of the General Assembly, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Calvert, S. B. 20, a bill to amend sections 3840 and 3841 of The Code, so as to abolish the office of Standard Keeper for Northampton County, with a favorable recommendation.

For the Committee on Corporations:

By Mr. Morton, S. B. 9, a bill to amend charter of the

Howard Relief Fire Company, of Wilmington, with a favorable recommendation.

By Mr. Morton, S. B. 32, a bill to amend charter of the Whitney Reduction Company. Reported with amendment, and recommending it pass.

From the Committee on Education:

By Mr. Arrington, S. B. 24, a bill for the relief of N. H. Jones, of Robeson County, with a favorable recommendation.

By Mr. Broughton, S. B. 23, a bill for the relief (colored) of Robeson County, with a favorable recommendation.

By Mr. Broughton, S. B. 8, a bill to establish graded schools in Rocky Mount, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Brown, S. B. 26, a bill for the relief of James M. Monroe, late Sheriff of Rowan County, with a favorable recommendation.

By Mr. Brown, S. B. 19, a bill to prevent the manufacture or sale of spirituous, vinous and malt liquors within three miles of the Methodist Episcopal Church (white), in the village of Havelock, Craven County, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Henderson, S. B. 27, a bill to amend section 1276 of The Code, relating to deceased mortgagees and trustees, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Henderson, S. B. 30, a bill to repeal chapter 170, Public Laws 1889, which prohibits the formation of a corporation with a capital stock exceeding $1,000,000, with a favorable recommendation.

From the Committee on Education:

By Mr. Arrington, S. B. 39, H. B. 62, a bill for the relief of certain public school teachers in Mecklenburg County, with a favorable recommendation.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Thomas, S. B. 42, bill to amend chapter 205, Public Laws of 1899. Referred to Committee on Propositions and Grievances.

By Mr. Lindsay, S. R. 43, a resolution to pay M. A. Apple fifty dollars for the capture of A. C. Flynn, an escaped convict. Referred to Committee on Propositions and Grievances.

By Mr. Miller, S. B. 44, a bill for the relief of an ex-Confederate soldier. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Ward, S. B. 45, a bill to prevent hunting on the lands of another in Washington County without the consent of the owners. Referred to Committee on Propositions and Grievances.

By Mr. Broughton (by request), S. B. 46, a bill to incorporate the Optical Society of the State of North Carolina, and for other purposes. Referred to Committee on Corporations.

By Mr. Justice, S. B. 47, a bill to incorporate the Commercial, Bank of Rutherfordton, N. C. Referred to Committee on Banks and Banking.

By Mr. Speight, S. B. 48, a bill for the relief of the Dangerous Insane Department of the State Hospital, at Raleigh. Referred to the Committee on Appropriations.

By Mr. London, S. B. 49, a bill relative to the laws of libel. Referred to the Judiciary Committee.

By Mr. Brown, S. B. 50, a bill to create a new township in Columbus County. Referred to the Committee on Counties, Cities and Towns.

By Mr. Foy, S. B. 51, a bill to exempt Pender County from the road law of 1899. Referred to the Committee on Public Roads.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 61, S. B. 40, bill to amend chapter 503, Public Laws of 1899, by abolishing February Term Mitchell Superior Court. Upon motion of Mr. Buchanan, the bill is laid over until next Thursday.

H. B. 62, S. B. 39, a bill to relieve the public school teachers of Mecklenburg County, upon second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 27, a bill to amend section 1276 of The Code, relating to mortgagees and trustees, upon second reading.

The bill passes second and third readings and is ordered engrossed.

S. B. 2, a bill to provide for the better ventilation of the halls of the General Assembly, upon second reading.

Mr. Speight presents report on the sanitary condition of the halls of the General Assembly by Richard H. Lewis, M. D., and A. W. Shaffer, C. E.

The bill passes second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 19, a bill to prevent the manufacture or sale of spirituous, vinous and malt liquors within three miles of the Methodist Episcopal Church (white), in the village of Havelock, Craven County, upon second reading.

The bill passes second and third readings and is ordered engrossed.

S. B. 26, a bill for the relief of James M. Monroe, late Sheriff of Rowan County, upon second reading.

The bill passes second and third readings and is ordered engrossed.

S. B. 8, a bill to establish graded schools in the town of Rocky Mount, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Burroughs, Calvert, Candler, Currie, Dula, Foy, Gudger, Henderson, Justice, Leak, London, Long, McAllister, McIntyre, Miller of Pamlico, Morrison, Morton, Pinnix, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard.

S. B. 23, a bill for relief of Peter Carver (colored), of Robeson County, upon second reading.

The bill passes second and third readings and is ordered engrossed.

S. B. 24, a bill for relief of N. H. Jones, of Robeson County, upon second reading.

The bill passes second and third readings and is ordered engrossed.

S. B. 32, a bill to amend the charter of the Whitney Reduction Company, upon second reading.

On motion of Mr. Morrison, and by consent, the bill is rereferred to Committee on Corporations.

S. B. 9, a bill to amend charter of Howard Relief Fire Company, of Wilmington, upon second reading.

The bill passes second and third readings and is ordered sent to House of Representatives without engrossment.

S. B. 20, a bill to amend sections 3840 and 3841 of The Code, so as to abolish the office of Standard Keeper for Northampton County, upon second reading.

The bill passes second and third readings and is ordered engrossed.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 78, S. B. 52, a bill to appoint Algerron S. Barbee a Justice of the Peace, for Chapel Hill Township, in Orange County.

Referred to Committee on Justices of the Peace.

H. B. 79, S. B. 53, a bill to allow Alamance County to elect five County Commissioners, and to elect two new members for the term ending December 1, 1902.

Referred to Committee on Counties, Cities and Towns.

H. B. 86, S. B. 54, a bill to change time of holding McDowell County Superior Court.

Referred to Committee on Judiciary.

Upon motion of Mr. Brown, the Senate adjourns until Monday at 12 o'clock.

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## FIFTH DAY.

SENATE CHAMBER, January 4, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Daniel.

Upon motion of Mr. Justice, the Senate takes a recess for one hour on account of the appointment of the Electoral College of North Carolina to meet in the Senate Chamber at this hour.

At 1 o'clock the Senate reconvenes.

The Journal of yesterday is read and approved.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Woodard, petition against the stock law of Mt. Pleasant territory, Nash County. Referred to Committee on Propositions and Grievances.

Petitions against the stock law for the south side of Tar River, Nash County. Referred to Committee on Propositions and Grievances.

By Mr. Glenn, petition of citizens of Greene Township, Guilford County, asking the appointment of J. F. R. Clapp and W. H. Bennett as Justices of the Peace. Referred to Committee on Justices of the Peace.

Memorial of Deep River Quarterly Meeting of the Society of Friends, Guildford County, N. C., asking more aid for State Hospitals, the better care for insane now confined in jails. Referred to Committee on Insane Asylums.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Banks and Currency:

By Mr. Leak, S. B. 6, a bill to incorporate the Bank of Randleman, with a favorable recommendation.

By Mr. Long, S. B. 25, a bill to incorporate the Bank of Fremont, with a favorable recommendation.

By Mr. Long, S. B. 5, a bill to incorporate the Hertford Banking Company, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. McNeill, S. B. 42, a bill to amend chapter 205, Public Laws of 1899, with a favorable recommendation.

By Mr. McNeill, S. B. 45, a bill to prevent hunting on lands of another in Washington County without consent of owner, with a favorable recommendation.

From the Committee on Banks and Currency:

By Mr. Vann, S. B. 18, a bill to incorporate the Bank of Plymouth, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Morton, S. B. 32, the committee reports substitute and recommends its adoption.

Mr. Arrington, for the Committee on Rules, reports rules

for the government of the Senate, which, after discussion, and upon motion of Mr. Henderson, is re-referred to the committee, with instructions to have one hundred copies of the same printed.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 19, a bill to prevent the manufacture or sale of spirituous, vinous and malt liquors within three miles of the Methodist Episcopal Church (white), in the village of Havelock, Craven County.

S. B. 24, a bill for the relief of N. H. Jones, of Robeson County.

S. B. 26, a bill for the relief of James M. Monroe, late Sheriff of Rowan County.

S. B. 20, a bill to amend sections 3840 and 3841 of The Code, so as to abolish the office of Standard Keeper for Northampton County.

S. B. 27, a bill to amend section 1276 of The Code, relating to deceased mortgagees and trustees.

S. B. 23, a bill for the relief of Peter Carver (colored), of Robeson County.

Mr. Marshall, from Committee on Banks and Currency, reports:

S. B. 13, H. B. 11, a bill to amend chapter 2, Private Laws of 1889, relating to State Bank of Commerce, Hendersonville, with a favorable recommendation.

MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills, which are read the first time and disposed of as follows:

H. B. 51, S. B. 55, a bill to authorize the town of Rocky Mount to issue bonds for the establishment of an electric light plant, a sewerage system, and for other purposes. Referred to Committee on Corporations.

H. B. 118, S. B. 56, a bill for the relief of certain teachers of Caswell County. Referred to Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Woodard, S. B. 57, a bill for the relief of John P. Arrington, late Sheriff of Nash County. Referred to Committee on Finance.

By Mr. Foushee, S. B. 58, a bill to amend chapter 80, Laws of 1887, relating to the public schools of the city of Durham. Referred to the Committee on Education.

By Mr. Warren, S. B. 59, bill to supply Jones County with certain Supreme Court Reports. Referred to Judiciary Committee.

By Mr. McAllister, S. B. 60, bill to amend section 1285 of The Code. Referred to the Judiciary Committee.

By Mr. Arrington, S. B. 61, bill to pay jurors in certain cases. Referred to Judiciary Committee.

By Mr. Glenn, S. B. 62, bill to incorporate the Eagle Hose Co., No. 7, of the city of Greensboro. Referred to the Committee on Corporations.

By Mr. Gudger, S. B. 63, bill to establish a National Park. Referred to Committee on Federal Relations.

By Mr. Speight, S. B. 64, bill to repeal chapter 156, Private Laws 1887, extending the corporate limits of the town of Whitakers. Referred to Committee on Counties, Cities and Towns.

By Mr. Thomas, S. B. 65, a bill to prevent the manufacture and sale of vinous, spirituous and malt liquors within

two miles of Pleasant Grove Methodist Protestant Church, Davidson County. Referred to Committee on Propositions and Grievances.

By Mr. Michael, S. R. 66, resolution authorizing the payment to Mrs. Cynthia Watson of her pension for the year 1890. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Currie, S. B. 67, bill to incorporate the Bank of Plymouth. Referred to Committee on Banks and Currency.

CALENDAR.

Bills and resolutions on Calendar are taken up and disposed of as follows:

S. B. 8, bill to establish graded schools in the town of Rocky Mount, upon third reading. The bill passes its third reading ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Robeson, Scott, Speight Stringfield, Sugg, Thomas, Vann, Ward, Webb, Wood and Woodard—39.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 32, bill to amend charter of the Whitney Reduction Company, upon second reading.

Pending the consideration of this bill, the Senate takes a recess until 3:30 o'clock this afternoon.

AFTERNOON SESSION.

The Senate meets pursuant to recess at 3:30 p. m., and is called to order by the President.

Mr. Smith, from Committee on Enrolled Bills, reports,

S. B. 16, H. B. 76, bill to amend section 3720 of The Code of North Carolina,

As properly enrolled, which is duly ratified and sent to the office of Secretary of State.

THE CALENDAR

is resumed.

S. B. 45, bill to prevent hunting on the lands of another in Washington County without the consent of the owners, upon second reading.

Upon motion of Mr. Woodard, the bill is re-referred to Committee on Propositions and Grievances.

S. B. 13, H. B. 11, bill to amend chapter 2, Private Laws of 1889, relating to the State Bank of Commerce, Hendersonville, upon second reading.

Bill passes its second and third readings and is ordered enrolled.

S. B. 32, bill to amend the charter of the Whitney Reduction Company, upon second reading.

The substitute reported by the committee is adopted.

Upon the adoption of the bill as substituted, Mr. Morrison calls for the ayes and noes.

Call sustained.

The bill passes its second reading, ayes 32, noes 3, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Candler, Currie, Foushee, Foy, Glenn, Gudger, Henderson, Justice, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Scott, Speight, Stike-

leather, Stringfield, Sugg, Thomas, Vann, Ward and Woodard—32.

Those voting in the negative are: Messrs. Dula, Morrison and Robeson—3.

The bill passes its third reading and is ordered engrossed.

S. B. 18, bill to incorporate the Bank of Plymouth, upon second reading.

Bill passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 42, bill to amend chapter 205, Public Laws of 1899, upon second reading.

Bill passes second and third readings and is ordered engrossed.

S. B. 5, bill to incorporate the Hertford Banking Company, upon second reading.

Bill passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 6, bill to incorporate the Bank of Randleman, upon second reading.

Bill passes its second and third readings and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. Aycock, the Senate adjourns until 9:30 o'clock to-morrow.

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## SIXTH DAY.

SENATE CHAMBER, January 15, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. A. A. Marshall.

The Journal of yesterday is read and approved.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Marshall, petition of certain citizens of Surry County to put Silas Wood, Hezekiah France, Joseph Richardson and W. F. Welch on the pension rolls of North Carolina. Referred to Committee on Pensions and Soldiers' Home.

Mr. Robeson presents deposition taken in the contested election case in State Senate of James T. Kennedy v. George H. Currie.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Smith, H. B. 79, S. B. 53, bill to allow Alamance County to elect five County Commissioners, and to elect two new members for the term ending December 1, 1902, with a favorable recommendation.

By Mr. Leak, S. B. 34, bill to provide for Cotton Weighers for the towns of Trenton, Pollocksville and Mayesville, in Jones County, with a favorable recommendation.

By Mr. McIntyre, S. B. 63, bill to give consent by the State of North Carolina to the acquisition by the United States of such lands as may be needed for the establishment of a national forest reserve in said State, with a favorable recommendation.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Marshall, S. B. 68, bill for the relief of Silas Wood, an ex-Confederate soldier, of Surry County. Referred to the Committee on Pensions and Soldiers' Home.

By Mr. Woodard, S. R. 69, resolution requiring all bills and resolutions to be typewritten. Referred to the Committee on Rules.

By Mr. Marshall, S. B. 70, bill for the relief of Hezekiah

France, an ex-Confederate soldier, of Surry County. Referred to the Committee on Pensions and Soldiers' Home.

By Mr. Broughton, S. B. 71, bill to establish the North Carolina Reform School. Referred to the Committee on Penal Institutions.

By Mr. Smith, S. B. 72, bill to amend chapter 605, Laws 1899, relative to pensions. Referred to the Committee on Pensions and Soldiers' Home.

By Mr. Smith, S. B. 73, bill to amend chapters 98 and 714, Laws of 1899, relative to the dispensary at Smithfield. Referred to Committee on Counties, Cities and Towns.

By Mr. Smith, S. B. 74, bill to amend chapter 366, Laws of 1899, relative to the stock law for Johnston County. Referred to the Committee on Counties, Cities and Towns.

MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, informing the Senate that the House of Representatives is now ready to proceed with the canvass of the votes for State officers and amendment to the Constitution.

CANVASS OF RETURNS OF ELECTION OF STATE OFFICERS.

In pursuance of the above resolution, the Senate proceeds to the hall of the House of Representatives, preceded by its officers, where they are received with the members of the House standing.

The Senators are assigned seats, and the President of the Senate, Hon. Charles A. Reynolds, calls the joint assembly to order.

The Principal Clerks of the Senate and House call the roll of their respective Houses.

The Principal Clerk of the Senate announces that thirty-four Senators are present, and the Principal Clerk of the House announces that one hundred members of the House are present.

President Reynolds thereupon declares a quorum present and the joint assembly ready to proceed with the canvass of returns for State officers.

President Reynolds appoints Messrs. McIntyre and Marshall tellers on the part of the Senate, and the Speaker, Hon. Walter E. Moore, appoints as tellers, on the part of the House, Messrs. Lawrence and Ebbs.

The announcement of the vote of the several counties of the State is then proceeded with, and at its conclusion the tellers report as follows:

REPORT OF TELLERS.

MR. SPEAKER:—Your tellers, appointed on the part of the House of Representatives, to tabulate the vote for State officers, and on the proposed Suffrage Amendmant to the Constitution, counted at the joint meeting of the Senate and House of Representatives on January 15, 1901, beg leave to report that they have performed that duty, and find that the following votes were cast at the election held on the 2d day of August, 1900, for the following persons, to-wit:

FOR GOVERNOR.

Charles B. Aycock received 186,650 votes.
Spencer B. Adams received 126,296 votes.
Henry Sheets received 358 votes.
Cyrus Thompson received 1 vote.
Julian S. Carr received 8 votes.

FOR LIEUTENANT-GOVERNOR.

Wilfred D. Turner received 186,529 votes.
Herbert F. Seawell received 125,532 votes.
John W. Long received 352 votes.
A. C. Shuford received 1 vote.
Claudius Dockery received 1 vote.

FOR SECRETARY OF STATE.

J. Bryan Grimes received 186,468 votes.
Cyrus Thompson received 126,651 votes.
E. L. Parker received 335 votes.
J. B. Schulken received 1 vote.

FOR AUDITOR.

Benjamin F. Dixon received 186,500 votes.
Hal W. Ayer received 126,534 votes.
D. W. C. Benbow received 337 votes.
Hal Water received 1 vote.

FOR TREASURER.

Benjamin R. Lacy received 186,499 votes.
William H. Worth received 126,778 votes.
M. W. Newby received 323 votes.
Charles J. Roberts received 1 vote.
L. L. Jenkins received 1 vote.

FOR SUPERINTENDENT OF PUBLIC INSTRUCTION.

Thomas F. Toon received 186,380 votes.
Nereus C. English received 126,735 votes.
H. C. Stout received 321 votes.
Charles H. Mebane received 1 vote.

FOR ATTORNEY-GENERAL.

Robert D. Gilmer received 186,328 votes.
Zebulon V. Walser received 126,519 votes.
H. F. Seawell received 1 vote.

FOR COMMISSIONER OF AGRICULTURE.

Samuel L. Patterson received 186,535 votes.
James M. Mewborne received 126,575 votes.
James Y. Hamrick received 3 votes.

FOR COMMISSIONER OF LABOR AND PRINTING.

Henry B. Varner received 186,493 votes.
James Y. Hamrick received 126,480 votes.
James M. Mewborne received 11 votes.

MEMBER OF NORTH CAROILNA CORPORATION COMMISSION FOR TERM OF SIX YEARS.

Franklin McNeill received 186,512 votes.
Charles A. Reynolds received 126,580 votes.
J. A. Franks received 1 vote.

MEMBER OF NORTH CAROLINA COMMISSION FOR TERM OF SIX TERM OF FOUR YEARS.

Samuel L. Rogers received 186,570 votes.
Alexander L. Peace received 126,483 votes.

We report that the following persons have received the highest number of votes cast for their respective offices, viz.:

For Governor, Charles B. Aycock.

For Lieuteant-Governor, Wilfred D. Turner.

For Secretary of State, J. Bryan Grimes.

For Auditor, Benjamin F. Dixon.

For Treasurer, Benjamin R. Lacy.

For Superintendent of Public Instruction, Thomas F. Toon.

For Attorney-General, Robert D. Gilmer.

For Commissioner of Agriculture, Samuel L. Patterson.

For Commissioner of Labor and Printing, Henry B. Varner.

For Member of the North Carolina Corporation Commission, for term of six years, Franklin McNeill.

For Member of the North Carolina Corporation Commissions, for term of four years, Samuel L. Rogers.

And that they should be declared to be elected.

And we find that 182,217 votes were cast For Suffrage Amendment, and 128,285 votes were cast Against Suffrage Amendment.

And that the proposed Suffrage Amendment should be declared adopted.

Respectfully submitted, this the 15th day of January, 1901.

L. J. Lawrence,
I. N. Ebbs,
*Tellers on the Part of the House.*
Stephen McIntyre,
S. E. Marshall,
*Tellers on the Part of the Senate.*

The Speaker of the House thereupon announces that the votes of all the counties of the State, having been canvassed and counted, he declares the following gentlemen have received a majority of all the votes cast and are duly elected to the respective offices.

For Governor, Charles B. Aycock.

For Lieutenant-Governor, Wilfred D. Turner.

For Secretary of State, J. Bryan Grimes.

For Auditor, Benjamin F. Dixon.

For Treasurer, Benjamin R. Lacy.

For Superintendent of Public Instruction, Thomas F. Toon.

For Attorney-General, Robert D. Gilmer.

For Commissioner of Agriculture, Samuel L. Patterson.

For Commissioner of Labor and Printing, Henry B. Varner.

For Member of the North Carolina Corporation Commission, for term of six years, Franklin McNeill.

For Member of the North Carolina Corporation Commission, for term of four years, Samuel L. Rogers.

The Speaker also announces that the Suffrage Amendment,

having received a majority of all the votes cast, is declared duly adopted.

Upon motion, the joint assembly adjourns and the Senate returns to the Senate Chamber.

Mr. Glenn is called to the Chair.

Mr. Woodard offers the following resolution:

*Resolved, by the Senate of North Carolina,* That the thanks of the members of this Senate are hereby tendered to Lieutenant-Governor Reynolds for the fair and impartial manner in which he has presided over this body.

The resolution is seconded by Messrs. London, Justice, Brown and Travis.

The resolution is unanimously adopted.

MESSAGE FROM THE HOUSE.

A message is received from the House of Representatives, transmitting H. B. 80, S. B. 75, bill to allow Commissioners of Iredell County to levy a special tax to pay indebtedness incurred in erecting a new court-house. Referred to Committee on Counties, Cities and Towns.

Upon motion of Mr. Brown, the Senate takes a recess until 11:45 o'clock.

The Senate reconvenes at 11:45 and is called to order by Mr. London, President *pro tem.*

Upon motion of Mr. Brown, the courtesies of the floor are extended to ex-Senator Twitty, of Rutherford County.

Upon motion of Mr. Woodard, the courtesies of the floor are extended to ex-Judge Jacob Battle, of Nash County.

Upon motion of Mr. Broughton, the courtesies of the floor are extended to Rev. I. McK. Pittenger, of Raleigh.

The President *pro tem.* announces that the time has arrived for the joint session of the General Assembly to attend the inauguration of the State officers-elect.

The Senate thereupon proceeds in a body to the hall of the House of Representatives, and the joint assembly being called to order, they proceed to the east front of the capitol, whereupon the several officers-elect appear and take and subscribe their several oaths of office before Justice Walter Clark, of the Supreme Court.

At 1:45 the Senate returns to the Senate Chamber, and the Lieutenant-Governor, the Honorable W. D. Turner, is presented by President Reynolds.

Lieutenant-Governor Turner, on taking the Chair, addresses the Senate as follows:

SENATORS:—As your presiding officer, I solicit the co-operation of each Senator, invoking the spirit of cordiality and the chivalry of a North Carolinian. The beginning of this, the twentieth century, should mark the commencement of a new epochal era in the history of our State, potential of an enlightened electorate, an educated constituency, an enlargement of the capacity for usefulness of our institutions, the multiplication of manufacturing enterprises, greater encouragement of agricultural pursuits and protection of all trades and professions.

To you are committed, as the servants of the people, the making of laws that should fall equally and justly upon all classes, commensurate with the march of progress, the glory and honor of the State and her citizens. Strengthen the law wherein it is weak, and modify it wherein oppressive, disregarding class privileges, but legislating in the interest of all the people.

I shall do all in my power to aid you in accomplishing these results, consistent with the duties of my office. I only ask that courtesy which has been given the most excellent gentleman and presiding officer who has just vacated the Chair.

In your deliberations I trust that you will be guided by the wisdom which cometh from above; and that all your acts will

be uplifting and energizing to the industries of the State, with a tendency to make her people free, happy and contented.

When the Legislature of 1901 shall have passed away, may it be chronicled in history and read by generations to come as one of wisdom and patriotism, the creator of new hopes and aspirations; one that advanced upon a higher plane the general welfare of our beloved commonwealth.

After you have finished your labors here and return to your respective homes, I pray that each of you will receive the well-earned plaudit: "Well done thou good and faithful servant."

MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting,

H. R. 143, S. R. 76, resolution to notify his Excellency the Governor, Charles B. Aycock, that the General Assembly is ready to receive any communication he may submit.

The resolution passes its several readings and is ordered enrolled.

The President appoints as committee on the part of the Senate, provided for in the above resolution, Messrs. Justice and Pinnix.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered sent to the House of Representatives for the concurrence of that body:

S. B. 32, a bill to be entitled An act to amend the charter of the Whitney Reduction Company.

S. B. 42, a bill to be entitled An act to amend chapter 305, Public Laws of 1899.

Upon motion of Mr. Morton, the Senate adjourns until 11 o'clock to-morrow.

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## SEVENTH DAY.

SENATE CHAMBER, January 16, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. M. M. Marshall.

The Journal of yesterday is read and approved.

Upon motion of Mr. Sugg, leave of absence is granted to Mr. Warren.

Mr. James, of the Sixth District, presents himself with proper certificate of election, and duly qualifies by taking and subscribing the oath of office.

On motion, the courtesies of the floor are extended to Messrs. E. F. McRae, of Robeson; R. L. Smith, of Stanly; ex-Senator Jones, of Johnston; J. C. Buxton, of Forsyth; John L. King, of Guilford; Lee S. Overman, of Rowan; F. I. Osborne, of Mecklenburg; Geo. H. Smathers, of Haywood; Thos. M. Cheek, of Orange; Congressman Richmond Pearson, of Buncombe, and John S. Cunningham, of Person.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Henderson, Memorial of the North Carolina Bar Association on the subject of a Code Commission. Referred to Judiciary Committee.

By Mr. Justice, Memorial of the North Carolina Bar Association on the subject of the increase of Judicial Districts. Referred to Judiciary Committee.

By Mr. Marshall, a petition asking that James L. McGee,

f Surry County, be placed on the pension roll as a second-lass pensioner. Referred to Committee on Pensions.

By Mr. McIntyre, petition from citizens relative to stock aw in St. Paul's Township, Robeson County. Referred to Committee on Propositions and Grievances.

By Mr. McIntyre, petition from citizens of Robeson County for the incorporation of Bethany Baptist Church gainst intoxicating liquors. Referred to Committee on Propositions and Grievances.

By Mr. McIntyre, petition from the citizens of Robeson County for the incorporation of Smith's Chapel Methodist Church against intoxicating liquors. Referred to Committee on Propositions and Grievances.

By Mr. Ward, petition of citizens of Washington County for the passage of a law prohibiting the sale of liquor within one mile of Phillip's Church, in said county. Referred to Committee on Propositions and Grievances.

By Mr. Vann, petition of citizens of Camden County for a ferry, and against the passage of Senate Bill, No. 36. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Ward, S. B. 77, bill to amend chapter 384, Public Laws of 1899, relating to the providing of separate apartments for white and colored persons on railroads and steamboats in North Carolina. Referred to the Judiciary Committee.

By Mr. Ward, S. B. 78, bill to protect trade, commerce and transportation from conspiracies, trusts and monopolies. Referred to the Judiciary Committee.

By Mr. Webb, S. B. 79, bill to allow H. Cabiness to practice law and to appoint him Justice of the Peace. Referred to the Judiciary Committee.

By Mr. Speight, S. B. 80, bill to repeal chapters 254 and 483 of the Public Laws of 1899, relative to the election of Keeper of the Capitol and the appointment of Janitor of the Supreme Court. Referred to the Committee on Public Buildings and Grounds.

By Mr. Lindsay, S. B. 81, bill to amend the charter of the town of Reidsville, in Rockingham County. Upon motion of Mr. Lindsay, the bill is placed upon the Calendar.

By Mr. Foushee, S. B. 82, bill to revise the corporation laws of North Carolina. Referred to the Committee on Corporations.

By Mr. Buchanan, S. B. 83, bill to prevent locust pin operators from obstructing the streams of Mitchell County. Referred to the Committee on Propositions and Grievances.

By Mr. Miller, of Pamlico, S. B. 84, bill to amend chapter 435, Public Laws of 1899, relating to fishing in Neuse River. Referred to the Committee on Fish and Fisheries.

By Mr. Henderson, S. B. 85, bill relating to the form of acknowledgment by husband and wife in section 8, chapter 235, Public Laws of 1899. Referred to Committee on Judiciary.

By Mr. Henderson, S. B. 86, bill to amend section 821 of The Code, relating to the qualifications of Justices of the Peace and matters incident thereto. Referred to Judiciary Committee.

By Mr. Henderson, S. B. 87, bill regulating settlement of partnerships by surviving partners. Referred to Judiciary Committee.

S. B. 88, bill to amend section 696 of The Code, relating to the tax on bills for the incorporation of companies. Referred to Committee on Corporations.

By Mr. Marshall, S. B. 89, bill for the relief of James L. McGee, an ex-Confederate soldier of Surry County. Referred to Committee on Claims.

S. B. 90, bill for the relief of Joseph Richardson, an ex-

Confederate soldier of Surry County. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Brown, S. B. 91, bill to prohibit the sale of cigarettes in North Carolina. Referred to Committee on Propositions and Grievances.

S. B. 92, bill to incorporate the Southport and Northwestern Railroad. Referred to Committee on Corporations.

By Mr. James, S. B. 93, bill to provide the indexing of side-notes and publication of the captions to laws and resolutions ratified by the General Assembly of 1901. Referred to Judiciary Committee.

By Mr. Smith, S. B. 94, bill to appropriate $300,000 for the public schools of the State. Referred to the Committee on Education.

By Mr. Justice (by request), S. B. 95, bill to amend the charter of the town of Saluda, Polk County. Referred to Committee on Counties, Cities and Towns.

By Mr. Henderson, S. B. 96, bill concerning private corporations, revising and codifying the laws relative thereto. Referred to Committee on Corporations. Upon motion of Mr. Henderson, 100 copies of bill are ordered printed.

By Mr. McIntyre, S. B. 97, bill to incorporate the town of East Lumberton, Robeson County, North Carolina. Referred to Committee on Counties, Cities and Towns.

S. B. 98, bill to amend the charter of the Lumberton and Lumber River Railroad Company. Referred to Committee on Corporations.

By Mr. Woodard, S. B. 99, bill to appoint D. Worthington a Justice of the Peace and to allow him to practice law. Referred to Judiciary Committee.

## THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 63, bill to establish a National Park, upon second reading.

Bill passes second and third readings and is ordered sent to House of Representatives without engrossment.

H. B. 80, S. B. 75, bill to allow the Commissioners of Iredell County to levy a special tax to pay indebtedness incurred in erecting a new court-house, upon second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Scott, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Webb, Wood and Woodard—43.

H. B. 79, S. B. 53, bill to allow Alamance County to elect five County Commissioners and to elect two new members for the term ending December 1, 1901, upon second reading.

The bill passes second and third readings and is ordered enrolled.

S. B. 34, bill to provide for cotton-weighers for the towns of Trenton, Pollocksville and Mayesville, upon second reading.

The bill passes second and third readings and is ordered engrossed.

S. B. 30, bill to repeal chapter 170, of the Public Laws of 1889, which prohibits the formation of a corporation with a capital stock exceeding $1,000,000, upon second reading.

The bill passes second and third readings and is ordered engrossed.

Mr. Justice, from the committee appointed to wait upon the Governor, reports that the Governor has no communication for the Legislature at this time.

Upon motion of Mr. Travis, 100 copies are ordered printed of S. B. 78, bill to protect trade, commerce and transportation from conspiracies, trusts and monopolies.

Upon motion of Mr. Henderson, 100 copies are ordered printed of S. B. 82, bill to revise the corporation laws of North Carolina.

Upon motion of Mr. Woodard, the Senate adjourns until to-morrow morning at 11 o'clock.

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## EIGHTH DAY.

SENATE CHAMBER, January 17, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. W. Butler.

The Journal of yesterday is read and approved.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Ward, petition of Dr. S. T. Nicholson and other citizens of Washington, Beaufort County, protesting against the extension of the charter of said town. Referred to Committee on Counties, Cities and Towns.

### MESSAGES FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 13, S. B. 105, bill for the relief of Miss Mamie H. Parker. Referred to Committee on Propositions and Grievances.

H. B. 165, S. B. 101, bill to repeal section 2, chapter 238, Public Laws of 1899. Referred to Judiciary Committee.

H. B. 100, S. B. 102, bill for the protection of live stock in Clay County. Referred to Committee on Propositions and Grievances.

H. B. 20, S. B. 103, bill to repeal chapter 154, Laws of 1899, relating to wild animals in Graham County. Referred to Committee on Propositions and Grievances.

H. B. 25, S. B. 104, bill to prevent persons from fishing and shooting from the bridges across the Neuse and Trent rivers, in Craven County. Referred to Committee on Fish and Fisheries.

H. B. 113, S. B. 100, bill for the relief of Miss Samantha Lyon, of Wilkes County. Referred to Committee on Propositions and Grievances.

H. R. 102, S. R. 106, resolution directing the Keeper of the Capitol to unfurl the National flag at the dome of the capitol. Referred to Committee on Public Buildings and Grounds.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Vann, S. B. 107, bill making certain parts of Chowan, Perquimans and Pasquotank counties a stock law district. Referred to Committee on Propositions and Grievances.

By Mr. Crisp, S. B. 108, bill to place the name of Frank M. Medlin on the pension roll of North Carolina. Referred to Committee on Pensions.

S. B. 109, bill to place the name of Angeline Owenby on the pension roll. Referred to Committee on Pensions.

S. B. 110, bill to place the name of Nancy V. Crisp on the pension roll. Referred to Committee on Pensions.

By Mr. Dula, S. B. 111, bill to place Thomas Hester and

Francis Eller, of Wilkes County, on the pension roll. Referred to Committee on Pensions.

S. B. 112, bill to place Peter Eller, an ex-Confederate soldier, on the pension roll. Referred to Committee on Pensions.

By Mr. McNeill, S. R. 113, resolution concerning the improvement of the upper Cape Fear River. Bill ordered placed on Calendar.

By Mr. Morton, S. B. 114, bill to exempt train dispatchers from jury duty. Referred to Committee on Railroads.

By Mr. Woodard, S. B. 115, bill to amend chapter 109, Public Laws of 1897, in regard to the trial of civil actions. Referred to Judiciary Committee.

By Mr. Arrington, S. B. 116, bill to appoint C. H. Harris a Justice of the Peace for Rocky Mount Township, Nash County. Referred to Committee on Justices of the Peace.

By Mr. McIntyre, S. B. 117, bill for the relief of the Clerk of the Superior Court Robeson County. Referred to Judiciary Committee.

By Mr. Aycock, S. B. 118, bill to create a State Text-Book Commission and to procure for use in the public free schools in this State a uniform series of text-books and to define the duties and powers of said commission. Referred to Committee on Education. Upon motion of Mr. Aycock, one hundred copies of the bill are ordered printed.

By Mr. Michael, S. B. 119, bill for the relief of Robert H. McNeill, a school teacher, of Wilkes County. Bill ordered placed on Calendar.

By Mr. Justice, S. B. 120, bill to amend chapter 84, Public Laws of 1899. Referred to Committee on Banks and Currency.

By Mr. Woodard, S. B. 121, bill to allow the Board of County Commissioners of Wilson County to issue bonds to improve the court-house and other public property in Wilson County. Referred to Judiciary Committee.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Leak, S. B. 97, bill to incorporate the town of East Lumberton, in Robeson County, with a favorable recommendation.

From the Committee on Education:

By Mr. Wood, S. B. 58, bill to amend chapter 80, Laws 1887, relating to the public schools of the city of Durham, with a favorable recommendation.

From the Committee on Insurance:

By Mr. Arrington, S. B. 17, bill to incorporate the Security Life Annuity Company, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Foushee, S. B. 92, bill to incorporate the Southport and Northwestern Railroad, with a favorable recommendation.

From the Committee on Appropriations:

By Mr. Webb, S. B. 48, bill for the relief of the Dangerous Insane Department of the State Hospital at Raleigh, with a favorable recommendation.

From the Committee on Corporations:

By Mr. McNeill, S. B. 62, bill to incorporate the Eagle Hose Company, No. 7, of the city of Greensboro, with a favorable recommendation.

By Mr. McIntyre, S. B. 98, bill to amend the charter of the Lumberton and Lumber River Railroad Company, with a favorable recommendation.

S. B. 31, bill to authorize the incorporation of street railway companies under the general law, with a favorable recommendation.

From the Committee on Claims:

S. B. 89, bill for the relief of James L. McGee, an ex-Con-

federate soldier, of Surry County, with a recommendation that the bill be re-referred to the Committee on Pensions and Soldiers' Home, and it is so ordered.

From the Committee on Banks and Currency:

By Mr. Long, S. B. 67, bill to incorporate the Bank of Clinton, reporting amendment and recommending that bill with amendment pass.

From the Committee on Corporations:

By Mr. Henderson, H. B. 51, S. B. 55, bill to authorize the town of Rocky Mount to issue bonds for the establishment of an electric light plant, a sewerage system, and for other purposes, with a favorable recommendation.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body.

S. B. 30, bill to repeal chapter 170 of the Public Laws of the year 1889, which prohibits the formation of a corporation with a capital stock exceeding $1,000,000.

S. B. 34, bill to provide for cotton-weighers for the towns of Trenton, Pollocksville and Mayesville, in Jones County, N. C.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills, which are read the first time and disposed of as follows:

S. B. 63, H. B. 201, bill to give consent by the State of North Carolina to the acquisition by the United States of such lands as may be needed for the establishment of a National Forest Reserve in said State, with substitute. Upon motion of Mr. Gudger, bill is placed on Calendar.

H. R. 202, S. R. 122, resolution favoring the establishment of a National Forest Reserve in the Southern Appalachian Mountain regions. Referred to Committee on Federal Relations.

CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 80, S. B. 75, bill to allow the Commissioners of Iredell County to levy a special tax to pay indebtedness incurred in erecting a new court-house, upon third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, London, Long, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard—44.

The bill is ordered enrolled.

H. B. 61, S. B. 40, bill to amend chapter 593, Public Laws of 1899, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 119, bill for the relief of Robert H. McNeill, a school teacher, of Wilkes County, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. R. 113, resolution concerning the improvement of the upper Cape Fear River, upon second reading.

The bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 51, S. B. 55, bill to authorize the town of Rocky

Mount to issue bonds for the establishment of an electric light plant, a sewerage system, and for other purposes, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, London, Long, McIntyre, Miller of Caldwell, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard—39.

S. B. 67, bill to incorporate the Bank of Clinton, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 31, bill to authorize the incorporation of street railway companies under the general law.

The bill passes second and third readings, and is ordered engrossed.

S. B. 62, bill to incorporate the Eagle Hose Company, No. 7, of the city of Greensboro, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 48, bill for the relief of the Dangerous Insane Department of the State Hospital at Raleigh, upon second reading.

The bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 92, bill to incorporate the Southport and Northwestern Railroad, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 17, bill to incorporate the Security Life Annuity Company, upon second reading.

S. B. 58, bill to annul chapter 80, Laws 1887, relating to the public schools of the city of Durham, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 97, bill to incorporate the town of East Lumberton, Robeson County, North Carolina, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McIntosh, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard—42.

H. B. 201, S. B. 63, bill to establish a National Park, upon adoption of House substitute.

The House substitute is adopted and the bill as substituted passes third reading and is ordered enrolled.

Upon motion of Mr. Gudger, H. R. 202, S. R. 122, resolution favoring the establishment of a National Forest Reserve in the Southern Appalachian Mountain region, is taken from the Committee on Federal Relations and placed upon its immediate passage.

Resolution passes second and third readings and is ordered enrolled.

Upon motion of Mr. Broughton, one hundred copies are ordered printed of S. B. 71, bill to establish the North Carolina Reform School.

By consent, Mr. McIntyre introduces S. B. 123, bill to incorporate the Bank of Red Springs. Referred to Committee on Banks and Currency.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 14, H. B. 73, bill to repeal chapter 254, Public Laws of 1899, relating to the Greensboro Dispensary.

S. B. 39, H. B. 62, bill for the relief of certain public school teachers in Mecklenburg County.

S. R. 1, H. R. 2, resolution for joint session to open returns of State officers.

S. R. 38, H. R. 75, joint resolution to elect an Enrolling Clerk.

S. R. 76, H. R. 143, resolution to notify his Excellency Governor Aycock.

S. B. 13, H. B. 11, bill to amend chapter 2, Private Laws 1889, relating to the State Bank of Commerce at Hendersonville.

S. B. 41, H. B. 56, bill to appoint Justices of the Peace for Harnett County, North Carolina.

Upon motion of Mr. Broughton, the Senate adjourns until to-morrow morning at 11 o'clock.

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## NINTH DAY.

SENATE CHAMBER, January 18, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. A. M. Curtis.

Upon motion of Mr. McIntyre, the reading of the Journal of yesterday is dispensed with and the same stands approved.

Leave of absence is granted as follows: To Messrs. McNeill, Calvert and Speight until Monday.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Scott, petition to have Haw River Baptist Church incorporated so as to prevent the sale or manufacture of spirituous liquors within three miles of said church. Referred to the Committee on Propositions and Grievances.

By Mr. Scott, petition to prevent the sale or manufacture of spirituous liquors within two miles of Bethel Methodist Church in Alamance County. Referred to the Committee on Propositions and Grievances.

By Mr. James, petition from citizens of Pitt County asking the appointment of a cotton-weigher for the town of Greenville. Referred to the Committee on Counties, Cities and Towns.

MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills, which are read the first time, and disposed of as follows:

H. B. 215, S. B. 124, bill to amend chapter 581, Public Laws of 1899, so far as it relates to Franklin County. Referred to Judiciary Committee.

H. B. 176, S. B. 125, bill to make the first Monday in September Labor Day. Referred to Committee on Propositions and Grievances.

H. B. 173, S. B. 126, bill to prohibit shooting guns and pistols in the town of Roper, in Washington County. Referred to Committee on Propositions and Grievances.

H. B. 168, S. B. 127, bill for the relief of Joseph A. Robinson, of Granville. Referred to Committee on Propositions and Grievances.

H. B. 162, S. B. 128, bill to amend the charter of the town of Concord, in Cabarrus County. Referred to Committee on Counties, Cities and Towns.

H. B. 163, S. B. 129, bill to amend the charter of the town of Concord. Referred to Committee on Counties, Cities and Towns.

H. B. 157, S. B. 130, bill to incorporate the United Sons and Daughters of Salem. Referred to Committee on Propositions and Grievances.

H. B. 67, S. B. 131, bill to incorporate the Cleveland Commercial College, of Shelby, N. C. Referred to Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Ward, S. B. 132, bill to amend section 2222 of The Code, and to incorporate agricultural fairs and societies. Referred to Judiciary Committee.

By Mr. Foushee, S. B. 133, bill to amend section 435 of The Code of Civil Procedure, in regard to liens of judgment. Referred to Judiciary Committee.

S. B. 134, bill to amend section 1405 of The Code of North Carolina in regard to paying out the surplus of the proceeds of the sale of land for assets after paying debts of intestate, etc. Referred to Judiciary Committee.

S. B. 135, bill to regulate sales of personal property by administrators. Referred to Judiciary Committee.

By Mr. Crisp, S. B. 136, bill to place the name of Elijah Gribble, of Graham County, on pension roll. Referred to Committee on Pensions.

By Mr. Arrington, S. B. 137, bill relative to the death penalty. Referred to Judiciary Committee.

By Mr. Sugg, S. B. 138, bill to place W. A. Lassiter on the pension roll. Referred to Committee on Pensions.

By Mr. McAllister, S. B. 139, bill to amend section 1026 of The Code. Referred to Judiciary Committee.

By Mr. Marshall, S. B. 140, bill for the relief of W. F. Welch, an ex-Confederate soldier, of Surry County. Referred to Committee on Pensions.

By Mr. Smith, S. B. 141, bill to graduate the tax on the charters of corporations. Referred to Committee on Finance.

S. B. 142, bill providing for the publication of the laws of the General Assembly. Mr. Smith moves that the bill be placed on the Calendar. The motion is lost. Referred to Committee on Finance.

By Mr. McAllister, S. B. 143, bill for the relief of James N. Barron, T. B. Craven and H. M. Bost, Confederate veterans, of Cabarrus County. Referred to Committee on Pensions.

By Mr. Travis, S. B. 144, bill to provide four months' school in every county in the State. Referred to Committee on Education.

By Mr. Burroughs, S. B. 145, bill for the relief of Lewis S. Milkerson. Referred to Committee on Pensions.

By Mr. Alexander, S. R. 146, joint resolution to appoint stenographer for Committee on Public Roads. Upon motion of Mr. Alexander, the bill is placed upon Calendar.

By Mr. Stringfield, S. B. 147, bill to place Rachael Freeman and others on pension roll. Referred to Committee on Pensions.

S. R. 148, resolution regarding books for Committee on Pensions. Mr. Stringfield moves that the resolution be placed on Calendar. The motion is lost. Referred to Committee on Pensions.

By Mr. Broughton, S. B. 149, bill for the relief of Gerald McCarthy. Referred to Committee on Appropriations.

By Mr. Thomas, S. B. 150, bill to amend rule 9 of descents, chapter 28, of The Code. Referred to Judiciary Committee.

By Mr. Michael, S. B. 151, bill to levy a special tax for

Ashe County. Mr. Michael moves that this bill be placed on Calendar. The motion is lost. Referred to Committee on Counties, Cities and Towns.

By Mr. Alexander, S. B. 152, bill to incorporate the Southern Manufacturers' Mutual Insurance Company. Referred to Committee on Insurance.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Judiciary Committee:

By Mr. London, S. B. 93, bill to provide for the indexing of side-notes and publication of the captions to laws and resolutions ratified by the General Assembly of 1901, favorably, with an amendment.

By Mr. Woodard, S. B. 115, bill to amend chapter 109, Public Laws of 1897, in regard to the trial of civil actions, with a favorable recommendation.

By Mr. Vann, S. B. 60, bill to amend section 1285 of The Code, unfavorably.

By Mr. Justice, H. B. 86, S. B. 54, bill to change time of holding McDowell County Superior Court, with a favorable recommendation.

By Mr. Henderson, S. B. 26, bill for the relief of James M. Monroe, late Sheriff of Rowan County, with a favorable recommendation.

S. B. 85, bill relating to the form of acknowledgment by husband and wife, in section 8, chapter 235, Public Laws of 1899, with a favorable recommendation.

S. B. 86, bill to amend section 821 of The Code, relating to the qualifications of Justices of the Peace and matters incident thereto, with a favorable recommendation.

By Mr. Warren, S. B. 56, H. B. 118, bill for the relief of certain teachers of Caswell County, with a favorable recommendation.

By Mr. James, S. B. 99, bill to appoint D. Worthington a Justice of the Peace and to allow him to practice law, with a favorable recommendation.

By Mr. McIntyre, S. B. 117, bill for the relief of the Clerk of Superior Court of Robeson County, with a favorable recommendation.

By Mr. Morrison, S. B. 35, bill to aid the saw-mill industry in Watauga County, with a favorable recommendation.

S. B. 121, bill to allow the Board of County Commissioners of Wilson County to issue bonds to improve the courthouse and other public property in Wilson County, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. London, S. B. 114, bill to exempt train dispatchers from jury duty, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Brown, S. B. 83, bill to prevent locust pin operators from obstructing the streams of Mitchell County, favorable, with substitute adopted.

H. B. 100, S. B. 102, bill for the protection of live stock in Clay County, with a favorable recommendation.

S. B. 91, bill to prohibit the sale of cigarettes in North Carolina, with a favorable recommendation.

H. B. 113, S. B. 100, bill for the relief of Miss Samantha Lyon, of Wilkes County, with a favorable recommendation.

H. B. 13, S. B. 105, bill for the relief of Miss Nannie H. Parham, with a favorable recommendation.

S. B. 45, bill to prevent hunting on the lands of another in Washington County without consent of owner, with a favorable recommendation.

From the Committee on Rules:

Mr. Arrington, for the committee, submits the following report:

# SENATE RULES—SESSION OF 1901.

## ORDER OF BUSINESS.

1. The President having taken the Chair at the hour to which the Senate shall have adjourned, and a quorum being present, the Journal of the preceding day shall be read, unless otherwise ordered by the Senate, to the end that any mistakes therein may be corrected.

2. After the reading and approval of the Journal, the order of business shall be as follows:

(1) Reports of Standing Committees.

(2) Reports of Select Committees.

(3) Announcement of Petitions, Bills and Resolutions.

(4) Unfinished business of preceding day.

(5) Special Orders.

(6) General Orders: First, bills and resolutions on third reading; second, bills and resolutions on second reading; but messages from the Governor and House of Representatives, and communications and reports from State officers, and reports from the Committees on Engrossed Bills and Enrolled Bills, may be received and acted on under any order of business.

## POWERS AND DUTIES OF THE PRESIDENT.

3. He shall take the Chair promptly at the appointed time and proceed with the business of the Senate according to the rules adopted. At any time during the absence of the President, the President *pro tempore*, who shall be elected, shall preside, and he is hereby vested, during such time, with all the powers of the President, except that of giving a casting vote in case of a tie, when he shall have voted as a Senator.

4. He shall assign to Doorkeepers their respective duties and stations, and shall appoint such employes and assistants to them as he may deem necessary.

OF THE CLERK.

5. The President and Clerk of the Senate shall see that all bills shall be acted upon by the Senate in the order in which they stand upon the Calendar, unless otherwise ordered, as hereinafter provided. The Calendar shall include the number and title of bills and joint resolutions which have passed the House of Representatives and have been received by the Senate for concurrence.

6. The Clerk shall certify the passage of bills by the Senate with the date thereof, together with the fact whether passed by a vote of three-fifths or two-thirds of the Senate, whenever such vote may be required by the Constitution or Laws of this State.

OF THE RIGHTS AND DUTIES OF SENATORS.

7. Every Senator presenting a paper shall endorse the same; if a petition, memorial, or report to the General Assembly, with a brief statement of its subject or contents, adding his name; if a resolution, with his name; if a report of a committee, a statement of such report, with the name of the committee and member making the same; if a bill, a statement of its title, which shall contain a brief statement of the subject or contents of the bill, with his name; and all bills, resolutions, petitions and memorials, shall be delivered to the Clerk before the reading of the Journal, and by him handed to the President to be, by him, referred, and he shall announce the titles and references of the same, which shall be entered on the Journal.

8. All motions shall be reduced to writing, if desired by the President or any Senator, delivered in at the table, and

read by the President or Clerk, before the same shall be debated; but any such motion may be withdrawn by the introducer at any time before decision or amendment.

9. If any question contains several distinct propositions, it shall be divided by the President, at the request of any Senator: *Provided*, each subdivision, if left to itself, shall form a substantive proposition.

10. When the President is putting a question, or a division by counting shall be had, no Senator shall walk out of, or across the house, nor when a Senator is speaking, pass between him and the President.

11. Every Senator wishing to speak or debate, or to present a petition or other paper, or to make a motion or report, shall rise from his seat and address the President, and shall not proceed further until recognized by him. No Senator shall speak more than twice nor longer than thirty minutes on the same day on the same subject, without leave of the Senate; and when two or more Senators rise at once, the President shall name the Senator who is first to speak.

12. Every Senator who shall be within the bar of the Senate when the question is stated by the Chair shall vote thereon, unless he shall be excused by the Senate, or unless he be directly interested in the question; and the bar of the Senate shall include the entire Senate Chamber.

13. When a motion to adjourn, or for recess, shall be affirmatively determined, no member or officer shall leave his place till adjournment or recess shall be declared by the President.

STANDING COMMITTEES.

14. The following-named committees shall be appointed by the Lieutenant-Governor, each committee consisting of as many members as may be deemed expedient:

(1) On Propositions and Grievances.

(2) On Privileges and Elections.

(3) On Claims.
(4) On Judiciary.
(5) On Internal Improvements.
(6) On Education.
(7) On Military Affairs.
(8) On Agriculture.
(9) On Banks and Currency.
(10) On Corporations.
(11) On Finance.
(12) On Insurance.
(13) On Penal Institutions.
(14) On Salaries and Fees.
(15) On Engrossed Bills.
(16) On Deaf, Dumb and Blind Asylums.
(17) On Insane Asylums.
(18) On Federal Relations.
(19) On Fish and Fisheries.
(20) On Pensions and Soldiers' Home.
(21) On Railroads and Railroad Commission.
(22) On Public Roads.
(23) On Counties, Cities and Towns.
(24) On Public Health.
(25) On Manufacturing.
(26) On Mining.
(27) On Election Law.
(28) On Constitutional Amendment.
(29) On Shell Fish.
(30) On Rules.
(31) On Appropriations.
(32) On Congressional Apportionment.
(33) On Senatorial Districts.
(34) On Judicial Districts.

JOINT COMMITTEES.

15. (1) On Library.
(2) On Justices of the Peace.
(3) On Public Buildings and Grounds.
(4) On Trustees of the University.
(5) On Enrolled Bills.
(6) On Printing.

16. The Committee on Engrossed bills shall examine all bills, amendments and resolutions before they go out of the possession of the Senate, and make report when they find them correctly engrossed.

17. The Committee on Appropriations shall carefully examine all bills and resolutions appropriating or paying any moneys out of the State Treasury, keep an accurate record of the same and report to the Senate from time to time.

18. Every report of the committee upon a bill or resolution which shall not be considered at the time of making the same, or laid on the table by a vote of the Senate, shall stand upon the General Orders with the bill or resolution; and the report of the committee shall show that a majority of the committee were present and voting, except the Judiciary Committee, whose chairman and five members shall constitute a quorum.

OF GENERAL ORDERS AND SPECIAL ORDERS.

19. Any bill or other matter may be made a Special Order for a particular day or hour by a vote of the majority of the Senators voting, and if it shall not be completed on that day, it shall be returned to its place on the Calendar, unless it shall be made a Special Order for another day; and when a Special Order is under consideration, it shall take precedence of any Special Order, or a subsequent order for the day, but such subsequent order may be taken up immediately after the previous Special Order has been disposed of.

20. Every bill shall receive three readings, previous to its being passed, and the President shall give notice at each whether it be the first, second or third. After the first reading, unless a motion shall be made by some Senator, it shall be the duty of the President to refer the subject-matter to an appropriate committee. No bill shall be amended until it shall have been twice read.

PROCEEDINGS WHEN THERE IS NOT A QUORUM VOTING.

21. If, on taking the question on a bill, it shall appear that a constitutional quorum is not present, or if the bill require a vote of a certain proportion of all the Senators to pass it, and it appear that such a number is not present, the bill shall be again read and the question taken thereon; if the bill fail a second time for the want of a quorum, or for the want of the necessary number being present and voting, the bill shall not be finally lost, but shall be returned to the Calendar in its proper order.

PRECEDENCE OF MOTION.

22. When a question is before the Senate, no motion shall be received except those herein specified, which motions shall have precedence, as follows, viz.:

(1) For an adjournment.
(2) To lay on the table.
(3) For the previous question.
(4) To postpone indefinitely.
(5) To postpone to a day certain.
(6) To commit to a standing committee.
(7) To commit to a select committee.
(8) To amend.
(9) To substitute.

23. The previous question shall be as follows: "Shall the main question be put?" and, until it is decided, shall pre-

clude all amendments and debates. If this question shall be decided in the affirmative, the "main question" shall be on the passage of the bill, resolution or other matter under consideration; but when amendments are pending, the question shall be taken up on such amendments, in their order, without further debate or amendment. However, any Senator moving the previous question may restrict the same to an amendment or other matter then under discussion. If such question be decided in the negative, the main question shall be considered as remaining under debate: *Provided,* that no one shall move the previous question except the member submitting the report on the bill or other matter under consideration, the member introducing the bill or other matter under consideration, and the author of a minority report upon such report.

24. When the motion for the previous question is made, and pending the second thereto, by a majority, debate shall cease, and only a motion to adjourn or lay on the table shall be in order, which motions shall be put as follows: Previous question; adjourn; lay on the table. After a motion for the previous question is made, and pending a second thereto, any member may give notice that he desires to offer an amendment to the bill or other matter under consideration; and after the previous question is seconded, such member shall be entitled to offer his amendment in pursuance of such notice.

OTHER QUESTIONS TO BE TAKEN WITHOUT DEBATE.

25. The motions to adjourn and lay on the table shall be decided without debate, and the motion to adjourn shall always be in order, when made by a Senator entitled to the floor.

26. The respective motions to postpone to a day certain or to commit, shall preclude debate on the main question.

27. All questions relating to the priority of business shall be decided without debate.

28. When the reading of a paper is called for, except petitions, and the same is objected to by any Senator, it shall be determined by the Senate without debate.

29. Any Senator requesting to be excused from voting may make, either immediately before or after the vote shall have been called, and before the result shall have been announced, a brief statement of the reasons for making such request, and the question shall then be taken without debate.

QUESTIONS THAT REQUIRE A TWO-THIRDS VOTE.

30. No bill or resolution on its third reading shall be acted on out of the regular order in which it stands on the Calendar, and no bill or resolution shall be acted upon on its third reading the same day on which it passed its second reading, unless so ordered by a vote of two-thirds of the Senators present.

31. No bill or resolution shall be sent from the Senate on the day of its passage, except on the last day of the session, unless otherwise ordered by a vote of two-thirds of the Senators present.

32. No bill or resolution, after being laid upon the table upon motion, shall be taken therefrom, except by a vote of two-thirds of the Senators present.

DECORUM IN DEBATE.

33. No remark reflecting personally upon the action of any Senator shall be in order in debate, unless preceded by a motion or resolution of censure.

34. When a Senator shall be called to order, he shall take his seat until the President shall have determined whether he was in order or not; if decided to be out of order, he shall not proceed without the permission of the Senate, and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator; and if a Senator be called to order for words spoken, the words excepted to

shall be immediately taken down in writing, that the President or Senate may be better enabled to judge of the matter.

MISCELLANEOUS RULES.

35. When a blank is to be filled, and different sums or times shall be proposed, the question shall be first taken on the highest sum or the longest time.

36. When a question has been once put and decided, it shall be in order for any Senator who shall have voted in the majority to move a reconsideration thereof; but no motion for the reconsideration of any vote shall be in order after the bill, resolution, message, report, amendment or motion upon which the vote was taken, shall have gone out of the possession of the Senate. Nor shall any motion for reconsideration be in order unless made on the same day, or the next following Legislative day, on which the vote proposed to be reconsidered shall have taken place, unless the same shall be made by the Committee on Enrolled Bills for verbal or grammatical errors in said bill, when the same may be made at any time. Nor shall any question be reconsidered more than once.

37. All bills and resolutions shall take their place upon the Calendar according to their number, and shall be taken up in regular order, unless otherwise ordered.

38. No smoking shall be allowed within the Senate Chamber during the sessions.

39. Senators and visitors shall uncover their heads upon entering the Senate Chamber while the Senate is in session, and shall continue uncovered during their continuance in the Chamber.

40. No Senator or officer of the Senate shall depart the service of the Senate without leave, or receive pay as a Senator or officer for the time he is absent without leave.

41. No person other than the Executive and Judicial of-

ficers of the State, members and officers of the Senate and House of Representatives, unless on invitation of the President, or by a vote of the Senate, shall be permitted within the bar.

42. No rule of the Senate shall be altered, suspended or rescinded without a vote of a majority of all the Senators elected; and no motion to suspend shall embrace more than one rule, or relate to any other subject than the one specified in said motion.

43. In case a less number than a quorum of the Senate shall convene, they are authorized to send the Doorkeeper or any other person, for any or all absent Senators, as a majority of the Senators present shall determine.

44. The yeas and nays upon any question shall be taken and entered upon the Journal, upon demand of one-fifth of the Senators present.

(See Journal of Monday, January 21, 1901, "for amendments" to report.)

The report takes its place on Calendar for consideration to-morrow.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body.

S. B. 62, bill to incorporate the Eagle Hose Company, No. 7, of the city of Greensboro, N. C.

S. B. 17, bill to incorporate the Security Life and Annuity Company.

S. B. 119, bill for the relief of Robert H. McNeill, a school teacher, of Wilkes County.

S. B. 31, bill to authorize the incorporation of street railway companies under the general law.

S. B. 92, bill to incorporate the Southport and Northwestern Railroad.

S. B. 67, bill to incorporate the Bank of Clinton.

CALENDAR.

Bills and resolutions on Calendar are taken up and disposed of as follows:

H. B. 100, S. B. 102, bill for the protection of live stock in Clay County, upon second reading.

Bill passes its second and third readings, and is ordered enrolled.

S. B. 83, bill to prevent locust pin operators from obstructing the streams of Mitchell County, upon second reading.

Mr. Candler moves to amend by inserting "Jackson County." Pending further consideration, the bill is, upon motion of Mr. Aycock, re-referred to Committee on Propositions and Grievances.

S. B. 117, bill for the relief of the Clerk Superior Court of Robeson County, upon second reading.

Bill passes second reading.

S. B. 99, bill to appoint D. Worthington a Justice of the Peace and to allow him to practice law, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 114, bill to exempt train dispatchers from jury duty, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 59, bill to supply Jones County with certain Supreme Court Reports, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 85, bill relating to the form of acknowledgment by husband and wife, in section 8, chapter 235, Public Laws of 1899, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 29, bill to amend sections 1831 and 1832, of The Code, giving the husband the same right to sell property as the wife in certain cases, upon second reading.

The bill fails to pass its second reading, and is laid on the table.

H. B. 51, S. B. 55, bill to authorize the town of Rocky Mount to issue bonds for the establishment of an electric light plant, a sewerage system, and for other purposes, upon third reading.

The bill passes its third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, London, Marshall, McAllister, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Robeson, Scott, Smith, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard—40.

The bill is ordered enrolled.

S. B. 97, bill to incorporate the town of East Lumberton, Robeson County, North Carolina, upon third reading.

The bill passes its third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, London, Marshall, McAllister, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Scott, Smith, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard—40.

Upon motion of Mr. McIntyre, the bill is ordered sent to the House of Representatives without engrossment.

S. R. 146, joint resolution to appoint stenographers for Committee on Public Roads, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 86, S. B. 54, bill to change the time of holding McDowell County Superior Court, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 121, bill to allow the Board of County Commissioners of Wilson County to issue bonds to improve the courthouse and other public property in Wilson County, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, London, Marshall, McAllister, McIntyre, Morrison, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard—38.

S. B. 35, bill to aid the saw-mill industry in Watauga County, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 45, bill to prevent hunting on the lands of another in Washington County without consent of owner, upon second reading.

Mr. Wood moves to amend by adding "Wilson County."

Mr. Currie moves to amend by adding "Bladen County."

Pending further consideration, the bill is, upon motion of Mr. Ward, re-referred to the Judiciary Committee.

H. B. 13, S. B. 105, bill for the relief of Miss Nannie H. Parham, upon second reading.

The bill passes second reading.

Mr. Morrison moves to amend by striking out the words "and direct."

Amendment adopted.

The bill passes third reading and is ordered engrossed.

S. B. 86, bill to amend section 821 of The Code, relating to the qualifications of Justices of the Peace and matters incident thereto, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

H. B. 113, S. B. 100, bill for the relief of Miss Samantha Lyon, of Wilkes County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 20, S. B. 103, bill to repeal chapter 154, Laws of 1899, to encourage the killing of wild animals in Graham County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 91, bill to prohibit the sale of cigarettes in North Carolina, upon second reading.

Upon motion of Mr. Woodard, the bill is made a special order for next Wednesday at 12 o'clock.

Upon motion of Mr. Henderson, 100 copies of S. B. 49, bill relative to the laws of libel, are ordered printed.

## ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions as properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

S. B. 63, H. B. 201, An act to give consent by the State of North Carolina to the acquisition by the United States of such lands as may be needed for the establishment of a National Forest Reserve in said State.

S. B. 48, H. B. 250, An act for the relief of the Dangerous Insane Department of the State Hospital at Raleigh.

S. B. 40, H. B. 61, An act to amend chapter 593 of the Public Laws of 1899.

S. B. 81, H. B. 200, An act to amend the present charter of the town of Reidsville, in the county of Rockingham.

S. R. 122, H. R. 202, a resolution favoring the establishment of a National Forest Reserve in the Southern Appalachian Mountain regions.

S. B. 9, H. B. 34, An act to amend chapter 256 of the Laws of 1858-'59, ratified the 16th day of February, 1859, entitled, An act to incorporate the Howard Relief Fire Engine Company, in the city of Wilmington, N. C.

S. B. 75, H. B. 80, An act to allow the Commissioners of Iredell County to levy a special tax to pay the indebtedness incurred in erecting a new court-house.

S. R. 103, H. R. 249, resolution concerning the improvement of the upper Cape Fear River.

S. B. 53, H. B. 79, An act to allow Alamance County to elect five County Commissioners and elect two new members for the term ending December 1, 1902.

S. B. 54, H. B. 86, An act to change the time of holding McDowell Superior Court.

Upon motion of Mr. Glenn, the Senate adjourns until tomorrow morning at 9 o'clock.

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## TENTH DAY.

SENATE CHAMBER, January 19, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. M. McFarland.

Upon motion of Mr. McIntyre, the reading of the Journal is dispensed with and the same stands approved.

Leave of absence is granted as follows: To Mr. Travis until Monday.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From Committee on Justices of the Peace:

By Mr. Webb, H. B. 78, S. B. 52, bill to appoint Algeron S. Barbee a Justice of the Peace for Chapel Hill Township, in Orange County, with a favorable recommendation.

By Mr. Foy, S. B. 116, bill to appoint C. H. Harris a Justice of the Peace for Rocky Mount Township, Nash County, with a favorable recommendation.

S. B. 79, bill to allow H. Cabiness to practice law and to appoint him a Justice of the Peace, with a favorable recommendation.

By Mr. Woodard, from the Judiciary Committee:

H. B. 215, S. B. 124, bill to amend chapter 581, Public Laws of 1899, so far as it relates to Franklin County, with a favorable recommendation.

By Mr. Morrison, S. B. 134, bill to amend section 1405 of The Code of North Carolina in regard to paying out the surplus of the proceeds of the sale of land for assets after paying debts of intestate, etc., with a favorable recommendation.

S. B. 139, bill to amend section 1026 of The Code, with a favorable recommendation.

By Mr. James, S. B. 150, bill to amend rule 9 of descents, chapter 128, of The Code, recommending it do not pass.

By Mr. Foushee, S. B. 133, bill to amend section 435 of The Code of Civil Procedure in regard to liens of judgment, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Leak, H. B. 162, S. B. 128, bill to amend the charter of the town of Concord, Cabarrus County, with a favorable recommendation.

S. B. 64, bill to repeal chapter 156, Private Laws of 1887, extending the corporate limits of the town of Whitakers, with a favorable recommendation.

S. B. 151, bill to levy a special tax for Ashe County, with a favorable recommendation.

H. B. 163, S. B. 129, bill to amend the charter of the town of Concord, with a favorable recommendation.

By Mr. Warren, S. B. 95, bill to amend the charter of the town of Saluda, Polk County, with a favorable recommendation.

ENGROSSED BILLS.

Mr. Warren, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 85, bill relating to the form of acknowledgment by husband and wife in section 8, chapter 235, Public Laws of 1899.

S. B. 59, bill to supply Jones County with certain Supreme Court Reports of North Carolina.

S. B. 86, bill to amend section 821 of The Code, relating to the qualification of Justices of the Peace and matters incident thereto.

S. B. 105, H. B. 13, bill for the relief of Miss Mamie H. Parham.

S. B. 114, bill to exempt train dispatchers from jury duty.

S. B. 35, bill to aid the saw-mill industry in Watauga County.

MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills, which are read the first time, and disposed of as follows:

H. B. 254, S. B. 153, bill to change the name of the Raleigh Real Estate, Trust and Insurance Company. Referred to Committee on Insurance.

H. B. 135, S. B. 154, bill allowing Commissioners of Yan-

cey County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 24, S. B. 155, bill to allow the Commissioners of Craven County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 144, S. B. 156, bill to incorporate the town of Appletree, in Greene County. Referred to Committee on Counties, Cities and Towns.

H. B. 127, S. B. 157, bill to provide for the government of the James Walker Memorial Hospital, of the city of Wilmington, N. C. Referred to Committee on Propositions and Grievances.

H. B. 161, S. B. 158, bill to authorize the Commissioners for the town of Concord to issue bonds. Referred to Committee on Counties, Cities and Towns.

H. B. 15, S. B. 159, bill to amend the Edgecombe County stock law. Referred to Committee on Propositions and Grievances.

H. B. 195, S. B. 27, bill to amend section 127 of The Code, relating to deceased mortgagees and trustees. Ordered placed on the Calendar.

H. B. 137, S. B. 160, bill to appoint additional Justices of the Peace for Davidson County. Referred to Committee on Justices of the Peace.

H. B. 85, S. B. 161, bill for the relief of J. B. Carringer, Tax Collector for the town of Bryson City, N. C. Referred to Committee on Propositions and Grievances.

H. B. 128, S. B. 162, bill to prohibit hunting in Caswell County without written permission of owner of land. Referred to Committee on Propositions and Grievances.

S. R. 146, H. R. 299, joint resolution to appoint a stenographer for the Committee on Public Roads, with amendment. Referred to Committee on Public Roads.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Henderson, petition of Edward Rondthaler, Bishop of the Moravian Church, and other ministers of the gospel, of Winston, in behalf of a State Reformatory. Referred to Committee on Penal Institutions.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Crisp, S. B. 163, bill to place the name of Hanna Davenport on the pension roll. Referred to Committee on Pensions.

S. B. 164, bill to place the name of J. N. Rogers on pension roll. Referred to Committee on Pensions.

S. B. 165, bill to place the name of Daniel A. Taylor on the pension roll. Referred to Committee on Pensions.

S. B. 166, bill to place the name of Jason S. Hyde on the pension roll. Referred to Committee on Pensions.

By Mr. Webb, S. B. 167, bill to supply public documents to the North Carolina College of Agriculture and Mechanic Arts. Referred to Committee on Education.

By Mr. Foushee, S. B. 168, bill to regulate the holding of primary elections. Referred to Committee on Privileges and Elections.

By Mr. McIntyre, S. R. 169, joint resolution inviting Hon. J. L. M. Curry to address the General Assembly. Bill is ordered placed on Calendar.

By Mr. Miller of Pamlico, S. B. 170, bill to repeal chapter 54, Public Laws of 1891, relating to Clerk Superior Court of Pamlico County. Referred to Committee on Propositions and Grievances.

By Mr. Woodard, S. B. 171, bill for the relief of P. K.

Kidder. Referred to Committee on Propositions and Grievances.

By Mr. James (by request), S. B. 172, bill to amend section 3737 of The Code, in regard to fees of Solicitors. Referred to Judiciary Committee.

By Mr. Ward, S. B. 173, bill to pay J. S. Mann balance due him as salary as Shell-Fish Commissioner under the law of 1891-'93. Referred to Committee on Salaries and Fees.

Upon motion of Mr. Henderson, Mr. McAllister is added to the Committee on Education.

Upon motion of Mr. Foushee, the name of Mr. Alexander is added to the Committee on Election Laws.

Upon motion of Mr. Broughton, the name of Mr. Miller of Caldwell is added to the Committee on Deaf, Dumb and Blind Institutes.

Upon motion of Mr. Foushee, 200 copies are ordered printed of S. B. 91, bill to prohibit the sale of cigarettes in North Carolina.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 117, bill for the relief of the Clerk Superior Court of Robeson County, upon third reading.

Bill passes third reading, and is ordered engrossed.

S. B. 121, bill to allow the Board of County Commissioners of Wilson County to issue bonds to improve the courthouse and other public property in Wilson County, upon third reading.

The bill passes its third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Leak,

Lindsay, London, Long, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Thomas, Ward, Warren, Webb, Wood and Woodard —38.

The bill is ordered engrossed.

S. R. 169, joint resolution inviting Hon. J. L. M. Curry to address the General Assembly, upon second reading.

The resolution passes second and third readings and is ordered sent to the House of Representatives without engrossment.

S. B. 27, H. B. 95, bill to amend section 1276 of The Code, relating to deceased mortgagees and trustees, upon concurrence in amendment by House of Representatives.

Upon motion of Mr. Henderson, the Senate does not concur in the House amendment.

The President appoints Messrs. Henderson and Foushee a committee to confer with a similar committee from the House of Representatives and ask them for conference.

S. B. 93, bill to provide for the indexing of side-notes and publication of the captions to laws and resolutions ratified by the General Assembly of 1901, upon second reading. By request of Mr. Henderson, the bill is laid over until next Tuesday.

S. B. 115, bill to amend chapter 109, Public Laws of 1897, in regard to the trial of civil actions, upon second reading, with substitute reported by the committee. The substitute is adopted, and the bill passes second and third readings and is ordered engrossed.

H. B. 163, S. B. 129, bill to amend the charter of the town of Concord, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

Mr. Morton introduces the following resolution:

*Resolved*, That in honor of the memory of General Robert E. Lee, whose birthday is a legal holiday in this State, the Senate do now adjourn until 12 o'clock Monday.

Upon motion of Mr. Ward, Mr. Morton's resolution is amended by substituting 11 o'clock in the place of 12 o'clock, and the resolution is adopted and the Senate adjourns.

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## ELEVENTH DAY.

SENATE CHAMBER, January 21, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. A. A. Marshall.

The Journal of Saturday's proceedings is read, corrected and approved.

Leave of absence is granted as follows:

To Mr. Gudger until Saturday.

To Mr. Justice for to-day.

### ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions as properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

S. B. 55, H. B. 51, An act to authorize the town of Rocky Mount to issue bonds for the establishment of an electric light plant, a sewerage system, and for other purposes.

S. B. 100, H. B. 113, An act for the relief of Miss Samantha Lyon, public school teacher in District No. 27, white race, in the county of Wilkes, in the year 1897.

S. B. 102, H. B. 100, An act for the protection of live stock in Clay County.

S. B. 103, H. B. 20, An act to repeal chapter 154, Laws 1899, entitled, An act to encourage the killing of wild animals in Graham County.

S. B. 32, H. B. 188, An act to amend the charter of the Whitney Reduction Company.

S. B. 5, H. B. 191, An act to incorporate the Hertford Banking Company.

S. B. 129, H. B. 163, An act to amend the charter of the town of Concord.

ENGROSSED BILLS.

Mr. Warren, from the Committee on Engrossed Bills, reports the following bills and resolutions as properly engrossed and they are ordered sent to the House of Representatives for the concurrence of that body:

S. B. 121, bill to allow the County Commissioners of Wilson County to issue bonds to improve the court-house and other public property in Wilson County, N. C.

S. B. 115, a bill to amend chapter 109, Public Laws of 1897, in regard to the trial of civil actions.

S. B. 117, bill for the relief of the Clerk of Superior Court of Robeson County, N. C.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Arrington, S. B. 171, bill for the relief of P. K. Kidder, with a favorable recommendation.

H. B. 15, S. B. 159, bill to amend the Edgecombe County stock law, with a favorable recommendation.

By Mr. Brown, H. B. 168, S. B. 127, bill for the relief of Joseph E. Robinson, with a favorable recommendation.

S. B. 83, bill to prevent locust pin operators from obstructing the streams of Mitchell County, reporting substitute and recommending that the substitute pass.

S. B. 126, H. B. 173, bill to prohibit shooting guns and pistols in the town of Roper, in Washington County, with a favorable recommendation.

H. B. 176, S. B. 125, bill to make the first Monday in September Labor Day, with a favorable recommendation.

H. B. 127, S. B. 157, bill to provide for the government of the James Walker Memorial Hospital of the city of Wilmington, N. C., with a favorable recommendation.

By Mr. Miller, S. B. 170, bill to repeal chapter 54, Public Laws of '91, relating to Clerk Superior Court of Pamlico County, with a favorable recommendation.

By Mr. Vann, H. B. 157, S. B. 130, bill to incorporate the United Sons and Daughters of Salem, with a favorable recommendation.

By Mr. Stringfield, H. B. 85, S. B. 161, bill for the relief of J. B. Carringer, Tax Collector for the town of Bryson City, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Smith, H. B. 161, S. B. 158, bill to authorize the Commissioners for the town of Concord to issue bonds, with a favorable recommendation.

## PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Vann, Memorial of the Pasquotank Teachers' Association. Referred to the Committee on Education.

By Mr. Woodard, petition of citizens of Wilson and Pitt counties to change the county line. Referred to the Committee on Counties, Cities and Towns.

By Mr. Brown, petition of citizens of Columbus County asking for the establishment of a Normal School at Farmers' Union, in Columbus County. Referred to the Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Woodard, S. B. 174, bill to change and establish the dividing line between Wilson and Pitt counties. Referred to Committee on Counties, Cities and Towns.

By Mr. Currie, S. B. 175, bill to place the name of N. A. Calliham, of Bladen County, on the pension roll. Referred to Committee on Pensions.

By Mr. Foushee, S. B. 176, bill to incorporate the Citizens Savings Bank. Referred to Committee on Corporations.

By Mr. Dula, S. B. 177, bill to place Frank Hall upon the fourth-class pension roll. Referred to Committee on Pensions.

By Mr. Broughton, S. B. 178, bill to provide for additional buildings and the further equipment of the North Carolina College of Agriculture and Mechanic Arts. Referred to Committee on Education.

S. B. 179, bill to provide for the support and maintenance of the North Carolina College of Agriculture and Mechanic Arts. Referred to Committee on Education.

By Mr. Pinnix, S. B. 180, bill to incorporate the town of Jonesville, in the county of Yadkin. Referred to Committee on Counties, Cities and Towns.

By Mr. Scott, S. B. 181, bill to incorporate the Durham Traction Company. Referred to Committee on Corporations.

By Mr. Glenn, S. B. 182, bill for the establishment of a graded school, to be known as Guilford Graded School, in Guilford County, N. C. Referred to Committee on Education.

By Mr. Foushee, S. B. 183, bill to validate and confirm certain probates of corporate articles of agreement. Referred to Judiciary Committee.

By Mr. Morton (by request), S. B. 184, bill relating to diamond-back terrapin in New Hanover County. Referred to Committee on Fish and Fisheries.

By Mr. Michael, S. B. 185, bill for the relief of James Isaacssen, an ex-Confederate soldier of Company I, 58th Regiment, North Carolina Volunteers. Referred to Committee on Pensions.

By Mr. Travis, S. R. 186, resolution fixing time for the election of United States Senator. Bill passes second and third readings and is ordered sent to House of Representatives without engrossment.

Upon motion of Mr. Glenn, the name of Mr. Dula is added to the Committee on Public Roads.

Upon motion of Mr. Henderson, 100 copies are ordered printed of S. B. 87, bill regulating settlement of partnerships by surviving partners.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

The President lays before the Senate the report of the Committee on Rules. (See Journal of Friday, January 18, 1901, for the report of the committee.)

Mr. Morton moves to amend the committee's report.

Amend rule 19 by adding at the end thereof the following: "The limitations imposed by Rule 11 shall not apply to special orders."

The amendment is adopted.

Mr. Morton moves to amend.

Amend Rule 18 by striking out the word "majority" in line five, and substituting the word "quorum."

Add at the end of the section or rule the following words: "When due notice is given of any committee meeting other than the Judiciary Committee, and said committee is com-

posed of more than seven members, then the chairman and any three members shall constitute a quorum."

The amendment is lost.

Mr. Morton moves to amend.

Amend Rule 18 by striking out all of said rule after the word "voting" in line six.

The amendment is adopted.

Mr. Morton moves to amend.

Amend Rule 29 by adding at the end the following: "Any Senator may explain his vote on any bill pending by obtaining permission of the President before the vote is put, provided, that not more than two minutes shall be consumed in such explanation."

The amendment is adopted.

Mr. Henderson moves to amend.

Amend section 18 by striking out all after the word "resolution" in line four of said section, and substituting the following: "And the report of the committee shall show that a quorum was present and voting therefor; and three members shall constitute a quorum of each committee, except the Judiciary Committee, whose chairman and five members shall be a quorum."

The amendment is lost.

Mr. Brown moves to reconsider the vote by which the amendment offered by Mr. Morton as to section 19 was adopted.

The motion is lost.

Mr. Henderson moves to amend.

Amend section 7 by striking out in line nine, "before the reading of the Journal."

Amendment is adopted.

The report of the committee as amended is adopted, and 250 copies are ordered printed.

H. B. 162, S. B. 128, bill to amend the charter of the town of Concord, Cabarrus County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 78, S. B. 52, bill to appoint Algeron S. Barbee a Justice of the Peace for Chapel Hill Township, in Orange County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 215, S. B. 124, bill to amend chapter 581, Public Laws 1899, so far as it relates to Franklin County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 116, bill to appoint C. H. Harris a Justice of the Peace for Rocky Mount Township, Nash County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 79, bill to allow H. Cabiness to practice law and to appoint him a Justice of the Peace, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 134, bill to amend section 1405 of The Code of North Carolina in regard to paying out the surplus of the proceeds of the sale of land for assets after paying debts of intestate, etc., upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 64, bill to repeal chapter 156, Private Laws of 1887, extending the corporate limits of the town of Whitaker, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 151, bill to levy a special tax for Ashe County, upon second reading.

The bill passes second reading, ayes 25, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, McAllister, Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Thomas, Vann, Warren, Webb, Wood, Woodard—35.

S. B. 139, bill to amend section 1026 of The Code, upon second reading. Bill failed to pass.

S. B. 133, bill to amend section 435 of The Code of Civil Procedure in regard to liens of judgment, upon second reading.

Upon motion of Mr. Henderson, the bill is re-referred to Judiciary Committee.

S. B. 95, bill to amend the charter of the town of Saluda, Polk County, upon second reading.

The roll is called, and a majority not voting, the bill is returned to the Calendar.

Upon motion of Mr. James, the Senate goes into executive session, and the President calls Mr. London, President *pro tem.,* to the Chair.

At 12:45 the executive session is dissolved, the President resumes the Chair, and Mr. London, President *pro tem.,* reports that the Senate, in executive session, has confirmed the nomination by the Governor of James R. Young, for Insurance Commissioner for a term of four years from March 1, 1901.

Upon motion of Mr. Henderson, the Senate adjourns until 11 o'clock to-morrow.

## TWELFTH DAY.

SENATE CHAMBER, January 22, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. H. Weaver.

Upon motion of Mr. Aycock, the reading of the Journal is dispensed with and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Banks and Currency:

By Mr. Long, S. B. 47, bill to incorporate the Commercial Bank of Rutherfordton, N. C., with a favorable recommendation.

S. B. 123, bill to incorporate the Bank of Red Springs, with a favorable recommendation.

By Mr. Smith, S. B. 120, bill to amend chapter 84, Public Laws of 1899, with a favorable recommendation.

From the Committee on Finance:

By Mr. Long. S. B. 141, bill to graduate the tax of the charters of corporations, with a favorable recommendation.

By Mr. Wood, S. B. 33, bill to exempt Daniel V. Davis, of Davie County, from license taxes on account of physical infirmity, with a favorable recommendation.

By Mr. Smith, S. B. 142, bill providing for the publication of the laws of the General Assembly, with a favorable recommendation.

S. B. 157, bill to provide for the James Walker Memorial Hospital, of the city of Wilmington, N. C., with a favorable recommendation.

From the Committee on Corporations:

By Mr. Foushee, S. B. 176, bill to incorporate the Citizens Savings Bank, with a favorable recommendation.

By Mr. Scott, S. B. 181, bill to incorporate the Durham Traction Company, with a favorable recommendation.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions as properly enrolled and they are duly ratified and sent to the office of the Secretary of State:

S. B. 52, H. B. 78, bill to appoint Algeron S. Barbee a Justice of the Peace for Chapel Hill Township, in Orange County.

S. B. 124, H. B. 215, bill to amend chapter 581, Public Laws 1899, so far as it relates to Franklin County.

S. B. 128, H. B. 162, bill to amend the charter of the town of Concord.

S. R. 186, H. R. 368, resolution fixing time for election of United States Senator.

S. B. 105, H. B. 13, bill for the relief of Miss Mamie H. Parham.

ENGROSSED BILLS.

Mr. Burroughs, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 79, bill to allow H. Cabiness to practice law and to appoint him a Justice of the Peace.

S. B. 64, bill to repeal chapter 156, Private Laws of 1887, extending corporate limits of the town of Whitaker.

S. B. 134, bill to amend section 1405 of The Code of North Carolina, in regard to paying out the surplus of the proceeds of the sale of land for assets after paying debts of intestate, etc.

S. B. 116, bill to appoint C. H. Harris a Justice of the Peace for Rocky Mount Township, Nash County.

Upon motion of Mr. Henderson, the courtesies of the floor are extended to ex-Senator Butler, of Iredell.

Upon motion of Mr. Woodard, the courtesies of the floor are extended to ex-Senator Avery, of Burke.

Upon motion of Mr. Webb, the courtesies of the floor are extended to ex-Senator R. B. Glenn, of Forsyth.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Vann, petition relative to ferry between Pasquotank and Camden counties. Referred to Committee on Propositions and Grievances.

By Mr. Woodard, petition from citizens of Nash County, asking for the repeal of the stock law. Referred to Committee on Propositions and Grievances.

By Mr. Broughton, petition of Methodist Conferences, Baptist State Convention, Society of Friends, Grand Lodge of Masons, Knights of Pythias, Odd Fellows, North Carolina Press Association, etc., for Reform School. Referred to Committee on Penal Institutions.

Petition of two thousand citizens, presented by Woman's Christian Temperance Union of North Carolina, for a Reform School. Referred to Committee on Penal Institutions.

### MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 49, S. B. 201, bill to repeal chapter 32 of the Public Laws of 1889, in so far as same applies to the county of Cumberland. Referred to Judiciary Committee.

H. B. 45, S. B. 202, bill to permit the Commissioners of New Hanover to sell the old court-house lot. Referred to Committee on Counties, Cities and Towns.

H. B. 47, S. B. 203, bill to prevent the erection of artificial islands in Myrtle Grove Sound. Referred to Committee on Fish and Fisheries.

H. B. 30, S. B. 204, bill to repeal chapter 426, Public Laws of 1899, respecting premiums on certain wild fowls. Referred to Judiciary Committee.

H. B. 60, S. B. 205, bill to protect quail in Yancey County. Referred to Committee on Propositions and Grievances.

H. B. 68, S. B. 206, bill appointing additional Justices of the Peace for Catawba County. Referred to Committee on Justices of the Peace.

H. B. 10, S. B. 207, bill to incorporate the Bank of Hendersonville, N. C. Referred to Committee on Corporations.

H. B. 89, S. B. 208, bill to amend section 1, chapter 7, Laws of 1899. Referred to Judiciary Committee.

H. B. 106, S. B. 209, bill to appoint R. S. Williams a Justice of the Peace for Oak Ridge Township, Guilford County. Referred to Committee on Justices of the Peace.

H. B. 109, S. B. 210, bill for the appointment of Justices of the Peace for Rockingham County. Referred to Committee on Justices of the Peace.

H. B. 114, S. B. 211, bill to abolish fences in Nash County. Referred to Committee on Agriculture.

A message is received from the House of Representatives, informing the Senate that the House has concurred in the following resolution:

S. R. 186, H. R. 368, resolution providing for the election of a United States Senator, and that the same has been ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Brown, S. B. 187, bill to set out and define the

boundaries of Chadbourn Township, in Columbus County. Referred to Committee on Counties, Cities and Towns.

By Mr. London, S. B. 188, bill to amend section 616 of The Code, relating to actions to try the title to office. Referred to Judiciary Committee.

By Mr. Morton, S. R. 189, resolution endorsing the report of the Commission who examined the accounts of the State Treasurer, and instructing the Attorney-General in reference to same. Referred to Judiciary Committee.

By Mr. Henderson, S. B. 190, bill to provide for the collection, arrangement and display of the products of North Carolina at the Pan-American Exposition, and to make appropriations therefor. Referred to Committee on Agriculture.

By Mr. Foy, S. B. 191, bill amending the oyster law for Pender County. Referred to Committee on Fish and Fisheries.

By Mr. Stringfield, S. B. 192, bill to authorize the town of Waynesville to use certain graded school funds in the construction of water-works and sewerage. Referred to Committee on Counties, Cities and Towns.

By Mr. Michael, S. B. 193, bill for the relief of Chany Smith, widow of Abner Smith, and have her name placed on the pension roll. Referred to Committee on Pensions.

By Mr. Vann, S. B. 194, bill to protect owners of timber. Referred to Committee on Agriculture.

By Mr. Currie, S. B. 195, bill to give Bladen County one additional term of the Superior Court. Referred to Judiciary Committee.

By Mr. Long, S. B. 196, bill to amend the school law of Person County. Referred to Committee on Education.

By Mr. James, S. B. 197, bill authorizing the Commissioners of Pitt County to elect a cotton-weigher for the town of Greenville. Referred to Committee on Counties, Cities and Towns.

By Mr. Scott, S. B. 198, bill to amend chapter 377, Public Laws of 1899. Referred to Committee on Agriculture.

By Mr. Marshall, S. B. 199, bill to incorporate the Surry County Loan and Trust Company. Referred to Committee on Corporations.

By Mr. Broughton, S. B. 200, bill for the relief and government of the North Carolina Institution for the Education of the Deaf and Dumb and the Blind. Referred to Committee on Deaf, Dumb and Blind.

By Mr. Justice, S. B. 212, bill to amend chapter 273, Acts of 1899. Referred to Judiciary Committee.

S. B. 213, bill for the relief of J. V. McFarland, late Sheriff of Rutherford County. Referred to Committee on Propositions and Grievances.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 93, bill to provide for the indexing of side-notes and publication of the captions to laws and resolutions ratified by the General Assembly of 1901, upon second reading.

The amendment recommended by the committee is adopted, and the bill as amended passes second and third readings and is ordered engrossed.

S. B. 95, bill to amend the charter of the town of Saluda, Polk County, upon second reading. Upon motion of Mr. Justice, the bill is re-referred to Committee on Counties, Cities and Towns.

S. B. 151, bill to levy a special tax for Ashe County, upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Buchanan, Burroughs,

Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Scott, Smith, Stikeleather, Stringfield, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—41.

The bill is ordered engrossed.

S. B. 158, H. B. 161, bill to authorize the Commissioners for the town of Concord to issue bonds, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, London, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Pamlico, Morton, Pinnix, Stikeleather, Stringfield, Vann, Ward, Webb, Wood, Woodard—34.

H. B. 85, S. B. 161, bill for the relief of J. B. Carringer, Tax Collector for the town of Bryson City, N. C., upon second reading. Bill passes second and third readings and is ordered enrolled.

H. B. 137, S. B. 130, bill to incorporate the United Sons and Daughters of Salem, upon second reading. Bill passes second and third readings and is ordered enrolled.

S. B. 170, bill to repeal chapter 54, Public Laws of 1891, relating to Clerk Superior Court of Pamlico County, upon second reading. Bill passes second and third readings and is ordered engrossed.

S. B. 157, H. B. 127, bill to provide for the government of the James Walker Memorial Hospital, of the city of Wilmington, N. C., upon second reading. Bill passes second and third readings and is ordered enrolled.

H. B. 176, S. B. 125, bill to make the first Monday in September Labor Day, upon second reading. Bill passes second and third readings and is ordered enrolled.

SPECIAL ORDER—ELECTION OF UNITED STATES SENATOR.

The election of a United States Senator, for the term beginning the 4th day of March, 1901, being the special order for this hour—12 o'clock—the President declares nominations in order for United States Senator.

Mr. Broughton nominates Furnifold M. Simmons, of the county of Wake.

Mr. Pinnix nominates Richmond Pearson, of the county of Buncombe.

Messrs. Foushee, Warren and Wood second the nomination of Mr. Simmons.

Mr. Dula seconds the nomination of Mr. Pearson.

The President appoints Messrs. Travis and Crisp as tellers.

The roll of Senators is called.

Mr. Miller of Caldwell asks to be excused from voting.

Upon motion of Mr. Foushee, Mr. Miller of Caldwell is excused from voting.

The tellers report that the following Senators have voted for Mr. Simmons:

Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Currie, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Morton, Scott, Smith, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard—36.

The tellers report that the following Senators have voted for Mr. Pearson:

Messrs. Buchanan, Candler, Crisp, Dula, Marshall, Michael and Pinnix—7.

After the report of tellers, Mr. Miller of Caldwell asks the privilege of casting his vote.

Mr. Morrison moves that he be allowed that privilege.

The motion is adopted, the Clerk calls Miller of Caldwell, and he votes for Mr. Pearson.

The tellers amend their report and announce that Mr. Pearson received a total of eight votes, and Mr. Simmons 36 votes.

THE CALENDAR

is resumed.

S. B. 83, bill to prevent locust pin operators from obstructing the streams of Mitchell County, upon second reading.

Substitute recommended by the committee is adopted.

The bill as amended passes second and third readings and is ordered engrossed.

S. B. 126, H. B. 173, bill to prevent the shooting of guns and pistols in the town of Roper, in Washington County, upon second reading. Bill passes second and third readings and is ordered enrolled.

H. B. 168, S. B. 127, bill for the relief of Jos. A. Robinson, of Granville County, upon second reading. Bill passes second and third readings and is ordered enrolled.

S. B. 171, bill for the relief of P. K. Kidder, upon second reading. Bill passes second and third readings and is ordered engrossed.

H. B. 15, S. B. 159, bill to amend the Edgecombe County stock law, upon second reading. Bill passes second and third readings and is ordered enrolled.

S. B. 47, bill to incorporate the Commercial Bank, of Rutherfordton, N. C., upon second reading. Bill passes second and third readings and is ordered engrossed.

Upon motion of Mr. Aycock, the Senate adjourns until tomorrow morning at 11 o'clock.

## THIRTEENTH DAY.

SENATE CHAMBER, January 23, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. J. M. Culbreth.

The Journal of yesterday is partially read, and, upon motion of Mr. Wood, further reading is dispensed with, and the same stands approved.

Mr. Speight announces that if he had been present yesterday, in the election of a United States Senator, he would have voted for Mr. Simmons.

Mr. Sugg announces that if he had been present yesterday, in the election of a United States Senator, he would have voted for Mr. Simmons.

The courtesies of the floor are extended to ex-Senators Barker, of Gates, and C. B. Watson, of Forsyth.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Corporations:

By Mr. Foushee, H. B. 10, S. B. 207, bill to incorporate the Bank of Hendersonville, N. C., with a favorable recommendation.

By Mr. Ward, S. B. 199, bill to incorporate the Surry County Loan and Trust Company, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Woodard, S. B. 172, bill to amend section 3737 of The Code, in regard to fees of Solicitors, with an unfavorable recommendation.

By Mr. Ward, S. B. 45, bill to prevent hunting on the lands of another in Washington County without consent of owner. The committee reports a substitute and recommends adoption of the substitute.

By Mr. Webb, S. B. 22, bill to amend chapter 18, section 752, of The Code, pertaining to county finance, with unfavorable recommendation.

S. B. 183, bill to validate and confirm certain probates of corporate articles of agreement, with a favorable recommendation.

By Mr. Warren, H. B. 89, S. B. 208, bill to amend section 1, chapter 7, Laws of 1899, with a favorable recommendation.

By Mr. Henderson, H. B. 30, S. B. 204, bill to repeal chapter 426, Public Laws of 1899, with a favorable recommendation.

By Mr. London, S. B. 188, bill to amend 616 of The Code, relating to actions to try the title to office, with a favorable recommendation.

By Mr. Foushee, S. B. 135, bill to regulate sales of personal property by administrators. The committee reports a substitute and recommends adoption of the substitute.

By Mr. Morrison, H. B. 49, S. B. 201, bill to repeal chapter 32 of the Public Laws of 1889, in so far as the same applies to the county of Cumberland, with a favorable recommendation.

From the Committee on Fish and Fisheries:

By Mr. Ward, S. B. 184, bill relating to diamond-back terrapin in New Hanover County. Re-referred to Committee on Fish and Fisheries.

S. B. 84, bill to amend chapter 435, Public Laws of 1899, relating to fishing in Neuse River, with a favorable recommendation.

S. B. 203, H. B. 47, bill to prevent the erection of artificial islands in Myrtle Grove Sound, with a favorable recommendation.

By Mr. Marshall, S. B. 191, bill amending the oyster law for Pender County, with a favorable recommendation.

From the Committee on Education:

By Mr. Webb, S. B. 131, H. B. 67, bill to incorporate the Cleveland Commercial College, of Shelby, Cleveland County, N. C., with a favorable recommendation.

By Mr. Glenn, S. B. 196, bill to amend the school law of Person County, with a favorable recommendation.

S. B. 182, bill for the establishment of a graded school, to be known as Guilford Graded School, in Guilford County, N. C., with a favorable recommendation.

By Mr. Aycock, H. B. 118, S. B. 56, bill for the relief of certain teachers of Caswell County, with a favorable recommendation.

By Mr. Broughton, S. B. 167, bill to supply public documents to the North Carolina College of Agriculture and Mechanic Arts, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Smith, S. B. 192, bill to authorize the town of Waynesville to use certain graded school funds in the construction of water-works and sewerage, with a favorable recommendation.

S. B. 174, bill to change and establish the dividing line between Wilson and Pitt counties, with a favorable recommendation.

By Mr. Wood, S. B. 187, bill to set out and define the boundaries of Chadbourn Township, in Columbus County, with a favorable recommendation.

S. B. 197, bill authorizing the Commissioners of Pitt County to elect a cotton-weigher for the town of Greenville, with a favorable recommendation.

By Mr. Leak, H. B. 135, S. B. 154, bill to allow Commissioners of Yancey County to levy special tax, with a favorable recommendation.

By Mr. Burroughs, S. B. 198, bill to amend chapter 377, Public Laws 1899, with a favorable recommendation.

H. B. 114, S. B. 211, bill to abolish fences in Nash County, with a favorable recommendation.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of the Secretary of State:

S. B. 126, H. B. 173, bill to prohibit shooting guns and pistols in the town of Roper, in Washington County.

S. B. 127, H. B. 168, bill for the relief of Joseph A. Robinson, of Granville County.

S. B. 161, H. B. 85, bill for the relief of J. B. Carringer, Tax Collector for the town of Bryson City, N. C.

S. R. 169, H. R. 367, joint resolution inviting Hon. J. L. M. Curry to address the General Assembly.

S. B. 159, H. B. 15, bill to amend the Edgecombe County stock law.

S. B. 125, H. B. 176, bill to make the first Monday in September a legal holiday.

S. B. 130, H. B. 157, bill to incorporate the United Sons and Daughters of Salem.

S. B. 157, H. B. 127, bill to provide for the government of the James Walker Memorial Hospital, of the city of Wilmington, N. C.

ENGROSSED BILLS.

Mr. Burroughs, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 170, bill to repeal chapter 54, Public Laws of 1891, relating to Clerk Superior Court of Pamlico County.

S. B. 83, bill to prevent locust pin operators from obstructing the streams of Mitchell County.

S. B. 47, bill to incorporate the Commercial Bank of Rutherfordton, N. C.

S. B. 171, bill for the relief of P. K. Kidder.

S. B. 93, bill to provide for the indexing of side-notes and publication of the captions to laws and resolutions ratified by the General Assembly of 1901.

S. B. 151, bill to levy a special tax for Ashe County, N. C.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Alexander, petition of Committee Mecklenburg Camp 382, of N. C. Veterans, relating to the Soldiers' Home and pensions. Referred to Committee on Pensions.

By Mr. Marshall, petition of certain citizens of Surry, asking that the names of W. E. Patterson and R. D. Tucker, of said county, be placed on the pension roll of North Carolina. Referred to Committee on Pensions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time and disposed of as follows:

S. B. 229, H. B. 22, bill to authorize the town of Franklin, Macon County, to issue bonds for the improvement of its streets and other purposes, and to levy a special tax. Referred to Committee on Counties, Cities and Towns.

S. B. 230, H. B. 46, bill to permit the Commissioners of New Hanover County to pay the chairman a fixed salary. Referred to Committee on Counties, Cities and Towns.

S. R. 231, H. R. 395, resolution to print 500 copies of Governor Aycock's inaugural address. Referred to Committee on Printing.

S. R. 232, H. R. 396, resolution of sympathy with the family of Victoria, late Queen of England, etc. Ordered placed on Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Long, S. R. 233, resolution of respect to the late Queen Victoria. Ordered placed on Calendar.

By Mr. Currie, S. B. 214, bill to amend chapter 134, Private Laws of 1899, relating to the town charter of Elizabethtown.

Mr. Currie moves that the bill be placed on the Calendar.

The motion is lost.

Referred to Committee on Counties, Cities and Towns.

By Mr. Lindsay, S. B. 215, bill to enforce the collection of rents. Referred to Committee on Agriculture.

S. B. 216, bill to appoint certain Justices of the Peace in Rockingham County. Referred to Committee on Justices of the Peace.

By Mr. Marshall, S. B. 217, bill for the relief of W. E. Patterson, R. D. Tucker and E. G. Everett, ex-Confederate soldiers, of Surry County. Referred to Committee on Pensions.

S. B. 219, bill to amend the Constitution of North Carolina. Referred to Judiciary Committee.

By Mr. James, S. B. 220, bill to allow Bryan Buck, a one-armed Confederate soldier, to peddle without license. Referred to Judiciary Committee.

By Mr. Foushee, S. B. 221, bill to amend the charter of the Methodist Orphanage. Referred to Committee on Propositions and Grievances.

S. B. 222, bill to amend chapter 262, Public Laws of 1885. Referred to Judiciary Committee.

S. B. 223, bill to regulate the probate of deeds by corporations. Referred to Judiciary Committee.

By Mr. Henderson, S. B. 224, bill to allow alimony in cases of divorce *a vinculo matrimonii*. Referred to Judiciary Committee.

By Mr. Miller of Pamlico, S. B. 225, bill to protect the lumber interests of North Carolina. Referred to Judiciary Committee.

By Mr. Ward, S. B. 226, bill to regulate hearings of infractions in cases of trespass on timber lands. Referred to Judiciary Committee.

By Mr. Smith, S. B. 227, bill to authorize the Commissioners of Johnston County to pay certain witnesses and other fees. Referred to Committee on Counties, Cities and Towns.

By Mr. Calvert, S. B. 228, bill to regulate the fishing of Dutch or pad nets in Chowan River. Referred to Committee on Fish and Fisheries.

By Mr. Woodard, S. B. 234, bill to amend section 3410 of The Code, providing for sluice-ways in Tar River. Referred to Committee on Fish and Fisheries.

By Mr. Foushee, S. B. 235, bill to incorporate the Durham Light and Power Company. Referred to Committee on Corporations.

By Mr. Buchanan, S. B. 236, bill to place the name of James Davis, of Mitchell County, upon the Confederate pension roll. Referred to Committee on Pensions.

By Mr. Long, S. B. 237, bill to amend the charter of the town of Roxboro. Referred to Committee on Counties, Cities and Towns.

By Mr. Burroughs, S. B. 238, bill to incorporate the Vance Banking and Loan Company. Referred to Committee on Banks and Currency.

S. B. 239, bill to authorize the Seaboard Air Line Railway, successor to Richmond, Petersburg and Carolina Railroad Company, to possess and exercise the powers conferred upon the latter road, and to authorize leases, purchases, sales, or consolidations between it and other railroad and transportation companies. Referred to Committee on Railroads and Railroad Commission.

By Mr. McNeill, S. B. 240, bill to incorporate the Fay-

etteville Savings and Trust Company. Referred to Committee on Banks and Currency.

By Mr. Pinnix, S. B. 241, bill to place D. T. Gaswood, an ex-Confederate of Davie County, on the fourth-class pension roll. Referred to Committee on Penions.

CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. R. 233, resolution of respect to the late Queen Victoria, upon second reading. The resolution passes second and third readings and is ordered sent to the House of Representatives without engrossment.

H. R. 396, S. R. 232, resolution of sympathy with the family of Queen Victoria, upon second reading. The resolution passes second reading, and, upon motion of Mr. London, passes its third reading by a rising vote, and is ordered enrolled.

S. B. 25, bill to incorporate the Bank of Fremont, upon second reading. The bill passes second and third readings, and is ordered engrossed.

S. B. 141, bill to graduate the tax on the charters of corporations, upon second reading. The bill passes second reading, and, objection being made to its further consideration to-day, takes its place on Calendar for to-morrow.

S. B. 123, bill to incorporate the Bank of Red Springs, upon second reading. Bill passes second and third readings and is ordered engrossed.

S. B. 158, H. B. 161, bill to authorize the Commissioners for the town of Concord to issue bonds, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs,

Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—42.

Ordered enrolled.

S. B. 33, bill to exempt Daniel V. Davis, of Davie County, from license taxes on account of physical infirmity, upon second reading.

Bill passes second and third readings and is ordered engrossed.

S. B. 142, bill providing for the publication of the laws of the General Assembly, upon second reading.

Bill passes second and third readings and is ordered engrossed.

S. B. 176, bill to incorporate the Citizens' Savings Bank, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

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## JOINT SESSION.

### ELECTION OF UNITED STATES SENATOR.

The hour of 12 o'clock having arrived, the Senate, preceded by its officers, proceeds in a body to the hall of the House of Representatives, where they are received by the members standing.

The President of the Senate, Lieutenant-Governor Turner, takes his seat to the right of Mr. Speaker Moore.

The joint session is called to order by the President of the Senate.

At the direction of the President of the Senate, the Clerk

of the Senate reads as much of the Journal of the Senate for January 22, 1901, as relates to the election of a United States Senator.

At the direction of the Speaker of the House, the Clerk of the House reads so much of the Journal of the House of Representatives for January 22, 1901, as relates to the election of a United States Senator.

The tellers on the part of the Senate and on the part of the House of Representatives make the following report:

MR. PRESIDENT:—We, the undersigned tellers, appointed upon the part of the Senate and House of Representatives, to supervise and ascertain the vote cast for a United States Senator to represent North Carolina in the United States Senate, for the term beginning on the 4th day of March, 1901, respectfully report that there was cast for Furnifold M. Simmons, on the part of the Senate, thirty-six votes, and on the part of the House of Representatives, eighty-eight votes, making a total of one hundred and twenty-four votes; and there were cast for Richmond Pearson, on the part of the Senate, eight votes, and on the part of the House of Representatives, eighteen votes, making a total of twenty-six votes.

Respectfully submitted,

E. L. TRAVIS,
JOEL L. CRISP,
*Tellers on the Part of the Senate.*
F. D. BENBOW,
ALEX. H. WHITE,
*Tellers on the Part of the House.*

The President of the Senate and the Speaker of the House of Representatives make the following declaration of election:

*Senators and Members of the House of Representatives.*

It appearing from the report of the tellers and the Journals of the Senate and House of Representatives of the General Assembly of the State of North Carolina, compared in joint session, that the two Houses composing the General Assembly did, on Tuesday, the 22d day of January, A. D. 1901, in conformity with law, proceed to elect a Senator to represent the State of North Carolina in the Senate of the Congress of the United States, for the term commencing on the 4th of March, A. D. 1901, and ending on the 4th of March, 1907; and it also appearing from said tellers' report and the Journals aforesaid that the Honorable Furnifold M. Simmons did in said elections, receive a majority of all the votes in each House of the General Assembly:

Now, therefore, we, W. D. Turner, Lieutenant-Governor and President of the Senate, and Walter E. Moore, Speaker of the House of Representatives, do hereby declare that the said Furnifold M. Simmons is duly elected Senator as aforesaid, to represent the State of North Carolina in the Congress of the United States, for the term aforesaid.

This the 23d of January, A. D. 1901.

W. D. Turner,
*Lieutenant-Governor and President of the Senate.*
Walter E. Moore,
*Speaker of the House of Representatives.*

Mr. Winston moves that one member of the Senate and two members of the House of Representatives be appointed by the presiding officers of the General Assembly to wait upon Mr. Simmons and inform him of his election, and to invite him to address the joint assembly.

The President of the Senate appoints Mr. Glenn. The Speaker of the House appoints Messrs. Winston and White.

The committee performs its office, and presents Mr. Simmons, who addresses the joint assembly.

Upon motion of Mr. London, the joint assembly adjourns

The Senate returns to its Chamber.

SPECIAL ORDER.

The President lays before the Senate S. B. 91, which is a special order for this hour.

S. B. 91, bill to prohibit the sale of cigarettes in North Carolina, upon second reading.

Upon motion of Mr. Vann, the bill is referred to Judiciary Committee.

THE CALENDAR

is resumed.

S. B. 181, bill to incorporate the Durham Traction Company, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 120, bill to amend chapter 84, Public Laws of 1899, upon second reading.

Upon motion of Mr. Justice, the bill is laid on the table.

S. B. 199, bill to incorporate the Surry County Loan and Trust Company, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. R. 146, joint resolution to appoint stenographers for Committee on Public Roads, as amended by House Committee on Public Roads.

Upon motion of Mr. Alexander, the rules are suspended and the bill is placed on Calendar.

The House amendment is concurred in, and the bill is ordered enrolled.

S. B. 57, bill for the relief of John P. Arrington, late Sheriff of Nash County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. London, the rules are suspended and S. B. 188, bill to amend 616 of The Code, relating to actions to try the title to office, is placed upon its immediate passage.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. Foushee, S. B. 207, bill to incorporate the Bank of Hendersonville, is referred to the Committee on Banks and Currency.

Upon motion of Mr. Vann, S. B. 194, bill to protect owners of timber, is recalled from the Committee on Agriculture and referred to the Judiciary Committee.

The President announces that Messrs. London and Smith are added to the Committee on Printing.

Upon motion of Mr. Webb, the Senate adjourns until to-morrow morning at 11 o'clock.

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## FOURTEENTH DAY.

SENATE CHAMBER, January 24, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Levi Branson.

The Journal of yesterday is partially read, and, upon motion of Mr. McIntyre, further reading is dispensed with, and the same is approved.

Upon motion of Mr. London, the courtesies of the floor are extended to Dr. J. L. M. Curry.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Judiciary Committee:

By Mr. Webb, S. B. 222, bill to amend chapter 262, Public Laws of 1885, with a favorable recommendation.

By Mr. Justice, S. B. 212, bill to amend chapter 273, of Acts of 1899, with a favorable recommendation.

By Mr. Henderson, S. B. 49, bill relative to the laws of libel.

The committee reports a substitute and recommends adoption of the substitute.

By Mr. James, S. B. 220, bill to allow Bryan Buck, a one-arm ex-Confederate soldier, to peddle without license, with a favorable recommendation.

By Mr. Morrison, S. B. 224, bill to allow alimony in cases of divorce *a vinculo matrimonii,* with a favorable recommendation.

Mr. Woodard files minority report, recommending it do not pass.

Mr. Arrington, from the Committee on Rules, recommends:

Add to standing committees of the Senate, Committee No. 35, on apportionment of members to the House of Representatives.

Adopted.

ENGROSSED BILLS.

Mr. Warren, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 142, bill providing for the publication of the laws of the General Assembly.

S. B. 33, bill to exempt Daniel V. Davis, of Davie County, from license taxes on account of physical infirmity.

S. B. 25, bill to incorporate the Bank of Fremont.

S. B. 123, bill to incorporate the Bank of Red Springs.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Warren (by request), petition from citizens of New Bern and Craven County, against sale of cigarettes. Referred to Committee on Propositions and Grievances.

By Mr. Arrington, petition against stock law in Nash County. Referred to Committee on Propositions and Grievances.

By Mr. Alexander, petition of many citizens of Mecklenburg County, asking for a tax on dogs. Referred to Committee on Finance.

By Mr. Wood, memorial from teachers of Randolph County. Referred to Committee on Education.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 175, S. B. 256, bill to amend the charter of the Bank of Carthage. Referred to Committee on Banks and Currency.

H. B. 171, S. B. 257, bill for the relief of G. F. Garner, white school teacher, in Randolph County. Referred to Committee on Education.

H. B. 156, S. B. 258, bill to amend chapter 180 of the Public Laws of 1891. Referred to Judiciary Committee.

H. B. 154, S. B. 259, bill to incorporate Robeson County Loan and Trust Company. Referred to Committee on Corporations.

H. B. 155, S. B. 260, bill to validate certain probates and registrations. Referred to Judiciary Committee.

H. B. 152, S. B. 261, bill to incorporate the town of Biscoe, in Montgomery County. Referred to Committee on Counties, Cities and Towns.

H. B. 151, S. B. 262, bill to amend chapter 392, Public Acts of 1897, relating to the establishment of graded schools in High Point. Referred to Committee on Education.

H. B. 184, S. B. 263, bill for the appointment of additional Justices of the Peace for Enfield Township, in Halifax County. Referred to Committee on Justices of the Peace.

H. B. 146, S. B. 264, bill to incorporate the Bank of Mount Olive. Referred to Committee on Banks and Currency.

H. B. 208, S. B. 265, bill for the relief of P. J. Hooper, of Caswell County. Referred to Committee on Propositions and Grievances.

H. B. 419, S. B. 266, bill to elect a Justice of the Peace for Reynoldson Township, Gates County. Referred to Committee on Justices of the Peace.

H. B. 222, S. B. 267, bill to incorporate the Hertford County Telephone Company. Referred to Committee on Railroads and Railroad Commission.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Justice (by request), S. B. 218, bill to pay H. C. Elliott a certain school claim. Referred to Committee on Education.

By Mr. Speight, S. B. 242, bill to amend chapter 410, Laws of 1891, relating to the obstruction of Swift Creek, Edgecombe County. Referred to Committee on Propositions and Grievances.

By Mr. McAllister, S. B. 243, bill for the relief of John C. Cochran, of Cabarrus County. Referred to Committee on Pensions.

By Mr. Sugg, S. B. 244, bill to authorize the town of Snow Hill to subscribe to the stock of the Great Eastern

Railway, and for other purposes. Referred to Committee on Railroads and Railroad Commission.

By Mr. Henderson, S. B. 245, bill to authorize persons who have been lunatics or confined in an asylum to manage and sell their own property when they shall have been restored to sanity. Referred to Judiciary Committee.

By Mr. Foushee, S. B. 246, bill to authorize the city of Durham to issue market bonds. Referred to Committee on Counties, Cities and Towns.

By Mr. Stringfield, S. B. 247, bill to amend chapter 28, Laws of 1899. Referred to Committee on Printing.

By Mr. Morton, S. B. 248, bill concerning the welfare of the Wilmington Light Infantry and the Wilmington division of the North Carolina Naval Brigade. Referred to Committee on Military Affairs.

By Mr. Marshall, S. B. 249, bill to revise and consolidate the charter of the town of Elkin. Referred to Committee on Counties, Cities and Towns.

S. B. 250, bill to incorporate the Methodist Episcopal Church, South, in Elkin, Surry County. Referred to Committee on Corporations.

By Mr. Travis, S. B. 251, bill to regulate the fees of Clerk and Register of Deeds for recording chattel mortgages. Referred to Committee on Salaries and Fees.

By Mr. Warren, S. B. 252, bill for the protection of policyholders. Referred to Judiciary Committee.

By Mr. Justice (by request), S. B. 253, bill to equalize the apportionment of the school fund in Rutherford County for the year 1902. Referred to Committee on Education.

By Mr. Foushee, S. B. 254, bill in regard to the Board of Internal Improvements. Referred to Committee on Internal Improvements.

S. B. 255, bill in regard to the Keeper of the Capitol. Referred to Committee on Public Buildings and Grounds.

THE CALENDAR.

Bills and resolutions on the calendar are taken up and disposed of as follows:

S. B. 141, bill to graduate the tax on the charters of corporations, upon third reading.

Mr. Henderson moves to amend enacting clause so it will read: "This act shall be in force sixty days after its ratification."

The amendment is adopted.

The bill, as amended, passes third reading, and is ordered engrossed.

S. B. 22, bill to amend chapter 18, section 752 of The Code, pertaining to County finance, upon second reading.

Upon motion of Mr. Webb, the bill is laid upon the table.

S. B. 45, bill to prevent hunting on the lands of another in Washington County without consent of owner, upon second reading.

Substitute reported by the Committee is adopted.

Mr. McAllister moves to amend:

Add Cabarrus County.

Mr. Foy moves to amend:

Add Pender County.

Mr. Aycock moves to amend:

Add Wayne County.

The amendments are adopted.

Mr. Morton moves to amend:

Add after the words "gun and dogs" the words "coons and o'possums."

The motion is lost.

The bill, as amended, passes second and third readings, and is ordered engrossed.

H. B. 118, S. B. 56, bill for the relief of certain teachers of Caswell County, upon second reading. The bill passes second and third readings, and is ordered enrolled.

S. B. 84, bill to amend chapter 435, Public Laws of 1899, relating to fishing in Neuse River, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

The President announces that Mr. Marshall is added to the Committee on Election Law.

The President announces that Mr. Sugg is added to the Committee on Fish and Fisheries.

COMMITTEE ON SENATORIAL DISTRICTS.

The President announces the following Committee on Senatorial Districts:

Morton, Chairman; Alexander, London, Smith, Glenn, Calvert, McAllister, Miller of Pamlico, and Candler.

Upon motion of Mr. McIntyre, the Senate adjourns until to-morrow morning at 10.30 o'clock.

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## FIFTEENTH DAY.

SENATE CHAMBER, January 25, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. J. M. Culbreth.

The Journal of yesterday is partially read and, upon motion of Mr. Aycock, further reading is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. McIntye indefinitely, by request of Mr. Brown.

To Mr. Burroughs until Monday, by request of Mr. McNeill.

REPORTS OF COMMITTEES.

Reports of Standing Committees are submitted as follows:

From the Judiciary Committee:

By Mr. James, S. B. 245, bill to authorize persons who have been lunatics or confined in an asylum, to manage and sell their own property when they shall have been restored to sanity, with a favorable recommendation.

By Mr Woodard, S. B. 219, bill to amend the Constitution of North Carolina, with an unfavorable recommendation.

By Mr. Warren, H. B. 156, S. B. 258, bill to amend chapter 180, Public Laws of 1891, with a favorable recommendation.

By Mr. Henderson, H. B. 155, S. B. 260, bill to validate certain probates and registrations, with a favorable recommendation.

By Mr. Foushee, S. B. 252, bill for the protection of policy-holders, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Dula, H. B. 46, S. B. 230, bill to permit the Commissioners of New Hanover County to pay the Chairman a fixed salary, with a favorable recommendation.

H. B. 22, S. B. 229, bill to authorize the town of Franklin, Macon County, to issue bonds for the improvement of its streets and other purposes, and to levy a special tax, with a favorable recommendation.

By Mr. Sugg, H. B. 152, S. B. 261, bill to incorporate the town of Biscoe, in Montgomery County, with a favorable recommendation.

S. B. 237, bill to amend the charter of the town of Roxboro, with a favorable recommendation.

By Mr. Leak, S. B. 73, bill to amend chapter 98 and 714, Laws of 1899, relative to the Dispensary at Smithfield, with a favorable recommendation.

S. B. 227, bill to authorize the Commissioners of Johnston County to pay certain witnesses and other fees, with a favorable recommendation.

S. B. 74, bill to amend chapter 366, Laws of 1899, rela-

tive to the Stock Law for Johnston County, with a favorable recommendation.

By Mr. Smith, S. B. 214, bill to amend chapter 134, Private Laws of 1899, relating to the town charter of Elizabethtown, with a favorable recommendation.

H. B. 24, S. B. 155, bill to allow the Commissioners of Craven County to levy a special tax, with a favorable recommendation.

By Mr. Wood, S. B. 246, bill to authorize the city of Durham to issue market bonds, with a favorable recommendation.

From the Committee on Banks and Currency:

By Mr. Marshall, S. B. 238, bill to incorporate the Vance Banking and Loan Company, with a favorable recommendation.

By Mr. Lindsay, H. B. 146, S. B. 264, bill to incorporate the Bank of Mount Olive, with a favorable recommendation.

By Mr. Smith, H. B. 10, S. B. 207, bill to incorporate the Bank of Hendersonville, with a favorable recommendation.

By Mr. Long, S. B. 240, bill to incorporate the Fayetteville Savings and Trust Company, with a favorable recommendation.

H. B. 175, S. B. 256, bill to amend the charter of the Bank of Carthage, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. McNeill, H. R. 102, S. R. 106, resolution directing the Keeper of the Capitol to unfurl the national flag at the dome of the Capitol, with a favorable recommendation.

By Mr. Brown, S. B. 36, bill to repeal chapter 103, Private Laws of 1897, with a favorable recommendation.

By Mr. Arrington, S. B. 213, bill for the relief of J. V. MacFarland, late Sheriff of Rutherford County, with a favorable recommendation.

S. B. 242, bill to amend chapter 410, Laws of 1891, relating to the obstruction of Swift Creek, Edgecombe County, with a favorable recommendation.

S. B. 221, bill to amend the charter of the Methodist Orphanage, with a favorable recommendation.

S. B. 205, bill to protect quail in Yancey County, with a favorable recommendation.

From the Committee on Public Roads:

By Mr. Alexander, S. B. 51, bill to exempt Pender County from the road law of 1899, with a favorable recommendation.

From the Committee on Fish and Fisheries:

By Mr. Foy, S. B. 184, bill relating to diamond-back terrapin in New Hanover County, with a favorable recommendation.

From the Committee on Fish and Fisheries:

By Mr. Morton, S. B. 80, bill to repeal chapters 236 and 482 of the Public Laws of 1899, relative to the election of the Keeper of the Capitol and the appointment of the Janitor of the Supreme Court, with a favorable recommendation.

S. B. 255, bill in regard to the Keeper of the Capitol, recommending it do not pass.

From the Committee on Fish and Fisheries:

By Mr. Vann, S. B. 234, bill to amend section 3410 of The Code, providing for sluice-ways in Tar River, with a favorable recommendation.

## ENGROSSED BILLS.

Mr. Lindsay, from the Committee on Engrossed Bills, reports the following bills and resolutions as properly engrossed, and they are ordered sent to the House of Representatives for the concurrence of that body:

S. B. 45, bill to prevent hunting on the lands of another in Washington, Wilson, Bladen, Cabarrus, Pender and Wayne counties without the owner's consent.

S. B. 84, bill to amend chapter 435, Public Laws of 1899, relating to fishing in Neuse River.

S. B. 141, bill to graduate the tax on the charters of corporations.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions as properly enrolled, and they are duly ratified and sent to the office of Secretary of State:

S. 158, H. B. 161, an act to authorize the Commissioners for the town of Concord to issue bonds.

S. R. 232, H. R. 396, resolution of sorrow and sympathy at the death of Her Majesty Victoria, Queen of Great Britain and Ireland and Empress of India.

S. R. 233, H. R. 433, resolution of respect in regard to the death of Queen Victoria.

S. R. 146, H. R. 294, joint resolution to appoint a stenographer for the Committee on Public Roads.

S. B. 56, H. B. 118, an act for the relief of certain teachers in Caswell County.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives transmitting bills and resolutions, which are read the first tim and disposed of as follows:

H. B. 204, S. B. 268, bill to amend chapter 40, Private Laws 1891, entitled an act to revise and consolidate the charter of the town of Salem. Referred to the Committee on Counties, Cities and Towns.

H. B. 403, S. B. 269, bill to provide for a jury list for Scotland County. Referred to the Judiciary Committee.

H. B. 66, S. B. 270, bill to amend and enlarge the charter of the Clinton Cotton Mill. Referred to the Committee on Manufacturing.

S. B. 8, H. B. 192, bill to establish Graded Schools in the town of Rocky Mount. Referred to the Committee on Education.

H. B. 148, S. B. 271, bill to change the name of the town

of Union City to Ashpole, and to amend the charter thereof. Referred to the Committee on Counties, Cities and Towns.

H. B. 125, S. B. 282, bill to prevent the killing of partridges in Rowan County between certain dates. Referred to the Committee on Propositions and Grievances.

H. B. 21, S. B. 283, bill to pay indebtedness on new jail and other indebtedness in Graham County. Referred to the Committee on Counties, Cities and Towns.

H. B. 18, S. B. 284, bill to regulate the working of convicts in Pasquotank County. Referred to the Committee on Counties, Cities and Towns.

H. B. 126, S. B. 285, bill to repeal section 2, chapter 44, of the Public Laws of 1899, in regard to fishing in certain waters of New Hanover County. Referred to the Committee on Fish and Fisheries.

H. R. 326, S. R. 286, resolution to elect State Librarian. Upon motion of Mr. Justice, the bill is placed on the Calendar.

H. B. 495, S. B. 287, bill for the relief of W. T. Cross, Clerk Superior Court for Gates County. Upon motion of Mr. Vann, the bill is placed on the Calendar.

H. B. 217, S. B. 288, bill to authorize the Commissioners of Halifax County to use the funds derived from the sale of bonds under acts of 1899, chapter 535. Referred to the Committee on Counties, Cities and Towns.

H. B. 213, S. B. 289, bill to authorize the County Commissioners of Macon County to purchase land upon which to build a home for the aged and infirm, and to levy a special tax to pay for same. Referred to the Committee on Counties, Cities and Towns.

H. B. 90, S. B. 290, bill to amend the charter of the Fries Manufacturing and Power Company. Referred to the Committee on Corporations.

H. B. 223, S. B. 291, bill to authorize the Trustees of the Graded Schools of Goldsboro Township to issue bonds. Upon motion of Mr. Aycock, the bill is placed on the Calendar.

H. B. 9, S. B. 292, bill to amend the charter of the Winston-Salem Railway and Electric Company. Referred to the Committee on Corporations.

H. B. 391, S. B. 293, bill to incorporate the Goldsboro Oil Company. Referred to the Committee on Corporations.

H. B. 174, S. B. 294, bill to amend the charter of the Moore County Railroad Company. Referred to the Committee on Corporations.

H. B. 299, S. B. 295, bill to amend the act to incorporate the Wrightsville and Onslow Navigation Company. Referred to the Committee on Corporations.

H. B. 386, S. B. 296, bill to amend chapter 22 of the Private Laws of 1893, relating to the Aberdeen and Rockfish Railroad. Referred to the Committee on Corporations.

H. B. 141, S. B. 297, bill to amend Code 824, so as to allow defendant to appeal in peace warrant cases. Referred to the Judiciary Committee.

H. B. 182, S. B. 298, bill to prevent the sale and manufacture of liquors within two miles of the Mary Stewart Schoolhouse in Harnett County .Referred to the Committee on Propositions and Grievances.

H. B. 187, S. B. 299, bill to incorporate Winterville High School, Pitt County. Referred to the Committee on Education.

H. B. 193, S. B. 18, bill to incorporate the Bank of Plymouth. Referred to the Committee on Banks and Currency.

H. B. 158, S. B. 300, bill to incorporate the Hilton Railroad and Logging Company. Referred to the Committee on Corporations.

H. B. 190, S. B. 6, bill to incorporate the Bank of Randleman. Referred to the Committee on Banks and Currency.

## PETITIONS.

Petitions are presented, and disposed of as follows:

By Mr. Sugg, petition from the citizens of Greene County

against the incorporation of the town of Appletree, in Greene County. Referred to the Committee on Counties, Cities and Towns.

By Mr. Brown, petition of citizens of Lees Township, asking that the sale of intoxicating liquors be prohibited within three miles of Pleasant Plain Baptist Church, in Columbus County. Referred to the Committee on Propositions and Grievances.

By Mr. Henderson, petition of citizens of Rowan County for the prohibition of the manufacture or sale of spirituous liquors within two miles of St. Mary's Church, in said county. Referred to the Committee on Propositions and Grievances.

By Mr. Henderson, petition to prohibit the manufacture or sale of spirituous liquors within two miles of Grace Church (Lutheran), Ham's Chapel (Methodist), and St. Mary's Church (Episcopal). Referred to the Committee on Propositions and Grievances.

By Mr. Henderson, petition of citizens of Rowan County to prohibit the manufacture or sale of spirituous liquors within three miles of the Presbyterian Church at Cleveland, in said county. Referred to the Committee on Propositions and Grievances.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

Upon motion of Mr. Ward, S. B. 266, is put upon the Calendar.

Upon motion of Mr. James, S. B. 74, is re-referred to Committee on Counties, Cities and Towns.

By Mr. McAllister (by request), S. B. 272, bill to appoint C. A. Pitts a Justice of the Peace in Cabarrus County. Referred to Committee on Justices of the Peace.

By Mr. Pinnix, S. B. 273, bill to place Jane Cook, widow

of Pettis Cook, of Yadkin County, on pension roll, 4th class. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Webb, S. B. 247, bill to amend section 1781 of The Code in regard to liens of laborers and mechanics. Referred to Judiciary Committee.

By Mr. Michael, S. B. 275, bill to prohibit the manufacture and sale of intoxicating liquors within two miles of Valley Crucis Methodist Church, South, in Watauga County. Referred to Committee on Propositions and Grievances.

By Mr. Webb, S. B. 276, bill to amend section 208 of The Code of North Carolina in regard to time of trying certain cases. Referred to Judiciary Committee.

By Mr. Henderson, S. B. 277, bill to place James T. Fry and J. F. Granes on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

S. B. 278, bill to amend section 258 of The Code, relative to the verification of pleadings by a corporation. Referred to Judiciary Committee.

S. B. 279, bill to prohibit the manufacture or sale of spirituous liquors within two miles of certain churches in Rowan County. Referred to Committee on Propositions and Grievances.

By Mr. Foushee, S. B. 280, bill to place the name of J. J. Bennett on the 1st pension list. Referred to Committee on Pensions and Soldiers' Home.

By Mr. McNeill, S. B. 281, bill to amend an act, entitled An act to incorporate the Home Protection Insurance Company. Referred to Committee on Insurance.

Mr. Sugg moves that S. B. 244, be taken from the Committee on Railroads and Railroad Commission and referred to Committee on Counties, Cities and Towns.

The motion is lost.

By Mr. Morton, S. B. 301, bill to establish the office of Treasurer of Surry County. Referred to Committee on Counties, Cities and Towns.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 49, bill relative to the laws of libel, upon second reading.

The substitute recommended by the committee is adopted, and the bill passes second reading.

H. B. 67, S. B. 131, bill to incorporate the Cleveland Commercial College, of Shelby, Cleveland County, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Brown, S. B. 244, is referred to Committee on Counties, Cities and Towns.

S. B. 135, bill to regulate sales of personal property by administrators.

The substitute recommended by the committee is adopted, and the bill passes second and third readings, and is ordered engrossed.

H. B. 254, S. B. 153, bill to change the name of the Raleigh Real Estate Trust and Insurance Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 135, H. B. 154, bill allowing Commissioners of Yancey County to levy a special tax, upon second reading.

The substitute recommended by the committee is adopted.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Curric, Dula, Foy, Henderson, James, Justice, Leak, Lindsay, London, McAllister, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stike-

leather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 182, bill for the establishment of a graded school, to be known as Guilford Graded School, in Guilford County, N. C., upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foy, Henderson, James, Justice, Leak, Lindsay, London, McAllister, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—34.

S. B. 211, H. B. 114, bill to abolish fences in Nash County, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—42.

S. B. 167, bill to supply public documents to the North Carolina College of Agriculture and Mechanic Arts, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 183, bill to validate and confirm certain probates of corporate articles of agreement, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 187, bill to set out and define the boundaries of Chadbourn Township, in Columbus County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 191, bill amending the oyster law for Pender County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 192, bill to authorize the town of Waynesville to use certain graded school funds in the construction of waterworks and sewerage, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 196, bill to amend the school law of Person County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 197, bill authorizing the Commissioners of Pitt County to elect a cotton-weigher for the town of Greenville, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 198, bill to amend chapter 377, Public Laws 1899, upon second reading.

Upon motion of Mr. Aycock, the bill is re-referred to Committee on Agriculture.

H. B. 49, S. B. 201, bill to repeal chapter 32 of the Public Laws of 1889, in so far as the same applies to the county of Cumberland, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 47, S. B. 203, bill to prevent the erection of artificial islands in Myrtle Grove Sound, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 30, S. B. 204, bill to repeal chapter 426, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 89, S. B. 208, bill to amend section 1, chapter 7, Laws of 1889, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 212, bill to amend chapter 273, Acts of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 220, bill to allow Bryan Buck, a one-arm Confederate soldier, to peddle without license, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 222, bill to amend chapter 262, Public Laws of 1885, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 10, S. B. 207, bill to incorporate the Bank of Hendersonville, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Morton, S. B. 184, bill relating to diamond-back terrapin in New Hanover County, is re-referred to Committee on Fish and Fisheries.

H. B. 495, S. B. 287, bill for the relief of W. T. Cross, Clerk of the Superior Court of Gates County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Webb, the Senate adjourns until 10 o'clock to-morrow.

## SIXTEENTH DAY.

SENATE CHAMBER, January 26, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Mr. Woodson.

The Journal of yesterday is partially read, and, upon motion of Mr. Wood, further reading is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Messrs. Lindsay, Aycock and Travis, by request of Mr. London.

To Mr. Long, by request of Mr. Foushee.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Fish and Fisheries:

By Mr. Miller of Pamlico, H. B. 25, S. B. 104, bill to prevent persons from shooting and fishing from the bridges across the Neuse and Trent rivers, in Craven County, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Wood, S. B. 244, bill to authorize the town of Snow Hill to subscribe to the stock of the Great Eastern Railway, and for other purposes, with a favorable recommendation.

By Mr. Leak, S. B. 95, bill to amend the charter of the town of Saluda, Polk County, with an unfavorable recommendation.

From the Committee on Salaries and Fees:

By Mr. Morrison, S. B. 173, bill to pay J. S. Mann balance due him as salary as Shell-Fish Commissioner under the Law of 1891-'93, with a favorable recommendation.

Upon recommendation of the committee, the bill is re-referred to the Judiciary Committee.

SPECIAL COMMITTEES.

The President announces the appointment of the following new committees:

*Senatorial Districts*—Add Broughton, Currie.

*House Apportionment*—McNeill, Chairman: Vann, Sugg, Arrington, Scott, Alexander, Long, Wood and Stikeleather.

*Congressional Districts*—Brown, Chairman; James, Travis, McNeill, Smith, Foushee, Gudger, Leak, Webb, Thomas and Crisp.

*Judicial Districts*—Morrison, Chairman; Ward, Woodard, Warren, London, Justice, Lindsay, Henderson, Alexander, Gudger and Dula.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 171, H. B. 476, An act for the relief of P. K. Kidder.

S. B. 201, H. B. 49, An act to repeal chapter 32 of the Public Laws of 1889, in so far as the same applies to the county of Cumberland.

S. B. 203, H. B. 47, An act to prevent the erection of artificial islands in Myrtle Grove Sound.

S. B. 204, H. B. 30, An act to repeal chapter 426, Public Laws of 1899.

S. B. 208, H. B. 89, An act to amend section 1, chapter 7, Laws of 1889.

S. B. 153, H. B. 254, An act to change the name of the Raleigh Real Estate, Trust and Insurance Company.

S. B. 287, H. B. 495, An act for the relief of W. T. Cross, Clerk of the Superior Court of Gates County.

S. B. 199, H. B. 480, An act to incorporate the Surry County Loan and Trust Company.

S. B. 131, H. B. 67, An act to incorporate the Cleveland Commercial College, of Shelby, Cleveland County, North Carolina.

S. B. 207, H. B. 10, An act to incorporate the Bank of Hendersonville, N. C.

S. R. 305, H. R. 528, joint resolution authorizing the Secretary of State to correct date of S. B. 39, H. B. 62.

S. B. 93, H. B. 434, An act to provide for the indexing of side-notes and publication of the captions to laws and resolutions ratified by the General Assembly of 1901.

ENGROSSED BILLS.

Mr. Warren, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 187, bill to set out and define the boundaries of Chadbourn Township, in Columbus County.

S. B. 183, bill to validate and confirm certain probates of corporate articles of agreement.

S. B. 167, bill to supply public documents to the North Carolina College of Agriculture and Mechanic Arts.

S. B. 191, bill amending the oyster law for Pender County.

S. B. 192, bill to authorize the town of Waynesville to use certain graded school funds in the construction of waterworks and sewerage.

S. B. 196, bill to amend the school law of Person County.

S. B. 135, bill to regulate sales of personal property by administrators.

S. B. 212, bill to amend chapter 273 of Acts of 1899.

S. B. 220, bill to allow Bryan Buck, a one-arm Confederate soldier, to peddle without license.

S. B. 222, bill to amend chapter 262, Public Laws of 1885.

S. B. 197, bill authorizing the Commissioners of Pitt County to elect a cotton-weigher for the town of Greenville.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 530, S. R. 309, joint resolution of instruction to our Senators and Representatives in Congress.

Upon motion of Mr. Foushee, the resolution is placed on Calendar.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Vann (by request), affidavit of M. J. Sawyer, relative to ferries between counties of Camden and Pasquotank. Referred to Committee on Propositions and Grievances.

By Mr. Vann (by request), resolutions and affidavits relative to new ferry between the counties of Camden and Pasquotank. Referred to Committee on Propositions and Grievances.

By Mr. Vann (by request), affidavit of J. H. LeRoy, relative to new ferry between counties of Camden and Pasquotank. Referred to Committee on Propositions and Grievances.

By Mr. Vann (by request), affidavits of R. W. Turner and A. C. Hathaway, relative to new ferry between the counties of Camden and Pasquotank. Referred to Committee on Propositions and Grievances.

By Mr. Ward, petition of citizens of Elizabeth City, asking for the defeat of the bill to repeal the Act of 1897, to authorize the establishment of a new ferry near Elizabeth City. Referred to Committee on Propositions and Grievances.

By Mr. Broughton (by request), memorial of J. M. Johnston. Referred to Committee on Propositions and Grievances.

By Mr. Broughton, petition of certain citizens, favoring the passage of the bill establishing a reform school in North Carolina. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Warren, S. B. 302, bill for the relief of B. W. Bishop and Henry Southerland, helpless and disabled Confederate soldiers. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Justice (by request), S. B. 303, bill for the relief of the Henderson County Cattle Association. Referred to Committee on Propositions and Grievances.

By Mr. Scott, S. B. 304, bill to amend chapter 184, section 3, of the Public Laws of 1870-'71. Referred to Judiciary Committee.

By Mr. Smith, S. R. 305, joint resolution authorizing Secretary of State to correct the date of S. B. 39, H. B. 62, ratified January 17, 1901. Referred to Committee on Enrolled Bills.

By unanimous consent, the bill is recalled and ordered placed on to-day's Calendar.

By Mr. Broughton, S. B. 306, bill to increase the public school fund of the various counties. Referred to Committee on Education.

S. B. 307, bill to repeal chapter 94, Laws of 1899, and to amend chapter 399, Laws of 1891. Referred to Committee on Deaf, Dumb and Blind.

By Mr. Vann, S. B. 308, bill to permit the Commissioners of Hertford County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

By Mr. Smith, S. B. 310, bill to appoint Justices of the Peace for Ingram's Township, in Johnston County. Referred to Committee on Justices of Peace.

S. B. 311, bill to provide for the sale of property by executors and administrators in certain cases. Referred to Judiciary Committee.

By Mr. Calvert, S. B. 312, bill to amend chapter 235, Laws of 1899. Referred to Judiciary Committee.

S. B. 313, bill for the relief of Hezekiah Wheeler and other Confederate soldiers of North Carolina. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Buchanan, S. B. 314, bill to place the name of Simeon Slagle, of Mitchell County, on pension roll. Referred to Committee on Pensions and Soldiers' Home.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 154, H. B. 135, bill to allow Commissioners of Yancey County to levy special tax, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, London, McAllister, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Speight, Stikeleather, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood—28.

The bill is ordered enrolled.

S. B. 182, bill for the establishment of a graded school, to be known as Guilford Graded School, in Guilford County, N. C., upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, London, Marshall McAllister, Mich-

ael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—31.

Bill ordered engrossed.

S. B. 155, H. B. 24, bill to allow the Commissioners of Craven County to levy a special tax, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Brown, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, London, Marshall, McAllister, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—33.

S. B. 229, H. B. 22, bill to authorize the town of Franklin, Macon County, to issue bonds for the improvement of its streets, and other purposes, and to levy a special tax, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, London, Marshall, McAllister, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—31.

S. B. 237, bill to amend the charter of the town of Roxboro, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Leak, London, Marshall, McAllister, Michael, Miller of Caldwell, Miller of

Pamlico, Morton, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—34.

S. B. 246, bill to authorize the city of Durham to issue market bonds, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 249, bill to revise and consolidate the charter of the town of Elkin, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Brown, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, London, Marshall, McAllister, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—34.

S. B. 261, H. B. 152, bill to incorporate the town of Biscoe, in Montgomery County, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, London, Marshall, McAllister, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—34.

S. B. 291, H. B. 223, bill to authorize the Trustees of the graded schools of Goldsboro Township to issue bonds, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Brown, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, London, Marshall, McAllister, McIntosh, Miller of Caldwell, Miller of Pamlico, Morton, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—33.

S. B. 49, bill relative to the laws of libel, upon third reading.

The substitute recommended by the committee is adopted, and the bill passes third reading, and is ordered engrossed.

H. B. 114, S. B. 211, bill to abolish fences in Nash County, upon third reading.

Bill passes third reading, and is ordered enrolled.

S. B. 214, bill to amend chapter 134, Private Laws of 1899, relating to the town charter of Elizabethtown, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 51, bill to exempt Pender County from the road law of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. R. 305, joint resolution, authorizing Secretary of State to correct the date of S. B. 39, H. B. 62, ratified January 17, 1901, upon second reading.

Resolution passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 73, bill to amend chapters 98 and 714, Laws of 1899, relative to the dispensary at Smithfield, upon second reading.

The substitute recommended by the committee is adopted,

and the bill passes second and third readings, and is ordered engrossed.

S. B. 74, bill to amend chapter 366, Laws of 1899, relative to the stock law for Johnston County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 80, bill to repeal chapters 234 and 483, Public Laws of 1899, relative to the election of Keeper of the Capitol and the appointment of Janitor of the Supreme Court, upon second reading.

Bill fails to pass its second reading.

S. B. 36, bill to repeal chapter 103, Private Laws of 1897, upon second reading.

Bill passes second reading.

Upon third reading, Mr. Alexander moves that further consideration of this bill be deferred until Tuesday at 12 o'clock.

Motion is lost.

Mr. Glenn moves that it be referred to Judiciary Committee.

Motion lost.

Mr. Bray calls the previous question.

Call sustained.

Mr. Glenn calls for the ayes and noes.

Call sustained.

Messrs. Foushee, Morrison, Pinnix, Vann and Warren give notice that they desire to explain their vote.

The bill passes third reading, ayes 29, noes 12, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Brown, Calvert, Crisp, Currie, Foy, Henderson, James, Leak, Marshall, McAllister, McNeill, Miller of Pamlico, Morrison, Morton, Robeson, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—29.

Those voting in the negative are: Messrs. Alexander, Buchanan, Dula, Foushee, Glenn, Justice, London, Michael, Miller of Caldwell, Pinnix, Stikeleather, Webb—12.

The bill is ordered engrossed.

H. R. 102, S. R. 106, resolution directing the Keeper of the Capitol to unfurl the National flag at the dome of the capitol, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

S. B. 205, bill to protect quail in Yancey County, upon second reading.

Upon motion of Mr. Buchanan, the bill is re-referred to Committee on Propositions and Grievances.

S. B. 213, bill for the relief of J. V. McFarland, late Sheriff of Rutherford County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 219, bill to amend the Constitution of North Carolina, upon second reading.

Mr. Marshall moves to re-refer bill to committee.

The motion is lost.

Upon motion of Mr. Glenn, the bill is laid upon the table.

S. B. 221, bill to amend the charter of the Methodist Orphanage, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 227, bill to authorize the Commissioners of Johnston County to pay certain witnesses and other fees, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 46, S. B. 230, bill to permit the Commissioners of New Hanover County to pay the chairman a fixed salary, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 395, S. R. 231, resolution to print 500 copies of Governor Aycock's inaugural address, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

S. B. 238, bill to incorporate the Vance Banking and Loan Company, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 240, bill to incorporate the Fayetteville Savings and Trust Company, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 242, bill to amend chapter 410, Laws of 1891, relating to the obstruction of Swift Creek, Edgecombe County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 245, bill to authorize persons who have been lunatics or confined in an asylum to manage and sell their own property when they shall have been restored to sanity, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 252, bill for the protection of policy-holders, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 255, bill in regard to the Keeper of the Capitol, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 175, S. B. 256, bill to amend the charter of the town of Carthage, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 156, S. B. 258, bill to amend chapter 180, Public Laws of 1891, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 155, S. B. 260, bill to validate certain probates and registrations, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Woodard, the consideration of S. B. 224, bill to allow alimony in cases of divorce *a vinculo matrimonii,* made a special order for next Tuesday, is postponed until Wednesday at 12 o'clock.

H. R. 530, S. R. 309, joint resolution, requesting our Senators and members in Congress to support the bill pending in Congress, entitled, A bill to apply a portion of the proceeds of sale of public lands to the endowment, support and maintenance of schools or departments of mining, and utilizing in the several States and Territories, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

H. B. 146, S. B. 264, bill to incorporate the Bank of Mount Olive, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 419, S. B. 266, bill to elect a Justice of the Peace for Reynolds Township, Gates County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. R. 286, H. R. 326, resolution to elect State Librarian, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

S. B. 234, bill to amend section 3410 of The Code, providing for sluice-ways in Tar River, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

Upon motion of Mr. Wood, the Senate adjourns until Monday morning at 12 o'clock.

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## SEVENTEENTH DAY.

SENATE CHAMBER, January 28, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Eugene Daniel.

The Journal of Saturday is partially read, and, upon motion of Mr. Wood, further reading is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Messrs. Broughton, Crisp and Woodard, who are visiting the State Prison farms, and to Mr. Speight, on request of Mr. Arrington, and to Mr. Morrison indefinitely, on account of sickness, by request of Mr. McNeill.

### REPORT FROM COMMITTEE ON ENGROSSED BILLS.

Mr. Warren, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 73, bill to amend chapters 98 and 714 of the Public Laws of 1899, relative to the dispensary at Smithfield, N. C. Substitute.

S. B. 227, bill to authorize the Commissioners of Johnston County to pay certain witness and other fees.

S. B. 182, bill for the establishment of a graded school, to be known as Guilford Graded School, in Guilford County, N. C.

S. B. 221, bill to amend the charter of the Methodist Orphanage.

S. B. 213, bill for the relief of J. V. McFarland, late Sheriff of Rutherford County.

S. B. 255, bill in regard to the Keeper of the Capitol.

S. B. 252, bill for the protection of policy-holders.

S. B. 74, bill to amend chapter 356, Public Laws of 1899, relative to the stock law for Johnston County.

S. B. 51, bill to exempt Pender County from the road law of 1899.

S. B. 49, bill relative to the law of libel. Substitute.

S. B. 214, bill to amend chapter 134, Private Laws of 1899, relating to the town charter of Elizabethtown.

S. B. 234, bill to amend section 3410 of The Code, providing for sluice-ways in Tar River.

S. B. 242, bill to amend chapter 410, Laws of 1891, relating to the obstruction of Swift Creek, Edgecombe County.

S. B. 245, bill to authorize persons, who have been lunatics or confined in an asylum, to manage and sell their own property when they shall be restored to sanity.

S. B. 36, bill to repeal chapter 103, Private Laws of 1897.

S. B. 238, bill to incorporate Vance Banking and Loan Company.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 315, H. B. 261, bill to appoint certain Justices of the Peace in Rutherford County. Referred to the Committee on Justices of the Peace.

S. B. 316, H. B. 525, bill to appoint J. L. Philpot a Justice of the Peace. Referred to the Committee on Justices of the Peace.

S. B. 317, H. B. 309, bill to amend chapter 157, Laws 1899. Referred to the Committee on Judiciary.

S. B. 318, H. B. 307, bill for the relief of the Henderson County Cattle Association. Referred to the Committee on Propositions and Grievances.

S. B. 319, H. B. 286, bill to amend section 752, Volume 1, of The Code. Referred to the Committee on Printing.

S. B. 320, H. B. 287, bill to authorize the Board of School Directors of Jackson County to pay certain school claims. Referred to the Committee on Education.

S. B. 321, H. B. 298, bill to protect deer in Onslow County. Referred to the Committee on Propositions and Grievances.

S. B. 322, H. B. 282, bill to amend section 3692 of The Code, relating to collection of taxes from tax-payers removing from one county to another. Referred to Committee on Judiciary.

S. B. 323, H. B. 360, bill to amend chapter 189, of the Public Laws of 1899. Referred to the Committee on Judiciary.

S. B. 324, H. B. 23, bill to allow the County Commissioners of Craven County extra pay. Referred to the Committee on Counties, Cities and Towns.

S. B. 325, H. B. 432, bill to incorporate the Carolina Art Company. Referred to the Committee on Corporations.

S. B. 326, H. B. 272, bill for the relief of Sheriffs and Tax Collectors. Referred to the Committee on Propositions and Grievances.

S. B. 327, H. B. 333, bill to amend chapter 360, Public Laws of 1899, with reference to hunting in the county of Wilkes. Referred to the Committee on Propositions and Grievances.

S. B. 328, H. B. 6, bill to amend the public road laws of Lincoln County. Referred to the Committee on Public Roads.

S. B. 329, H. B. 318, bill to amend charter of the city of

High Point, N. C. Referred to the Committee on Counties, Cities and Towns.

S. B. 330, H. B. 252, bill to appoint W. S. Uzzle and Wiley T. Moseley Justices of the Peace in Lenoir County. Referred to the Committee on Justices of the Peace.

S. B. 331, H. B. 147, bill to establish graded schools in the town of Enfield. Referred to the Committee on Education.

S. B. 332, H. B. 370, bill for the relief of Miss Mary Glass, of Caswell County. Referred to the Committee on Propositions and Grievances.

S. B. 333, H. B. 315, bill to prevent the felling of timber or brush in Meadow Fork, of Spring Creek, or any of its tributaries, in Madison County. Referred to the Committee on Propositions and Grievances.

S. B. 334, H. B. 484, bill to incorporate Wilmington Lodge, No. 532, Benevolent and Protective Order of Elks. Referred to the Committee on Corporations.

S. B. 335, H. B. 327, bill to change the boundary lines between the counties of Buncombe and Madison. Referred to the Committee on Counties, Cities and Towns.

S. B. 336, H. B. 410, bill to amend chapter 621, Laws 1899, by adding the name of Willie E. Copeland to the list of teachers to be paid. Referred to the Committee on Judiciary.

S. B. 337, H. B. 385, bill to incorporate the Chamber of Commerce of Washington, N. C. Referred to the Committee on Corporations.

S. B. 338, H. B. 389, bill to prohibit the sale of spirituous liquors in Buncombe and McDowell counties within six miles of Black Mountain. Referred to the Committee on Propositions and Grievances.

S. B. 340, H. B. 378, bill to amend the charter of Dallas, in Gaston County, North Carolina. Referred to the Committee on Counties, Cities and Towns.

S. B. 341, H. B. 376, bill to prevent hunting on lands in Craven County without the consent of the owner. Referred to the Committee on Propositions and Grievances.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Thomas, petition of citizens of Davidson County to incorporate Missionary Baptist Church at Abbot's Creek. Referred to the Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Warren, S. B. 342, a bill to amend sections 3354 and 3357 of The Code of North Carolina, relative to the deposit of State funds and the bonding of the State Treasurer. Referred to the Committee on Judiciary, and 200 copies ordered printed.

By Mr. Justice, S. B. 343, a bill to incorporate the Rutherfordton Railroad Company. Referred to the Committee on Railroads and Railroad Commission.

By Mr. James, S. B. 344, a bill authorizing the town of Greenville to issue bonds. Referred to the Committee on Propositions and Grievances.

By Mr. Glenn, S. B. 345, a bill to increase the license tax for retailing liquors in the city of Greensboro.

On motion of Mr. Glenn, the bill was placed on the Calendar.

By Mr. Thomas, S. B. 346, a bill to incorporate the Missionary Baptist Church in Abbot's Creek Township, Davidson County. Referred to the Committee on Propositions and Grievances.

By Mr. Marshall, S. B. 347, a bill for the relief of J. M. Davis, Sheriff of Surry County. Referred to the Committee on Finance.

By Mr. Smith, S. B. 348, a bill to amend the charter of

the town of Smithfield. Referred to the Committee on Counties, Cities and Towns.

By Mr. Calvert, S. B. 349, a bill to amend section 739 of The Code. Referred to the Committee on Judiciary.

By Mr. Foushee, S. B. 350, a bill to incorporate the Piedmont and Alleghany Railroad Company.

By Mr. Arrington, S. B. 351, a bill to apportion the members of the House of Representatives. Referred to the Committee on Apportionment of Members of the House of Representatives.

By Mr. Buchanan, S. B. 352, a bill to advance J. C. Howell, of Mitchell County, to the second-class pension list. Referred to the Committee on Pensions.

On motion of Mr. Arrington, S. B. 8, a bill to establish graded schools in the town of Rocky Mount, is recalled from the Committee on Education and placed on the Calendar.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 291, H. B. 223, bill to authorize the Trustees of the graded schools of Goldsboro Township to issue bonds, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, London, Long, Marshall, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood—34.

The bill is ordered enrolled.

S. B. 246, bill to authorize the city of Durham to issue market bonds, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Brown, Buchanan, Burroughs, Calvert, Candler, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McNeill, Morton, Robeson, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood—31.

The bill is ordered engrossed.

S. B. 261, H. B. 152, bill to incorporate the town of Biscoe, in Montgomery County, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, London, Long, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 229, H. B. 22, bill to authorize the town of Franklin, Macon County, to issue bonds for the improvement of its streets and other purposes, and to levy a special tax, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, London, Long, Marshall, McAllister, McNeill, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood—33.

The bill is ordered enrolled.

S. B. 237, bill to amend the charter of the town of Roxboro, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood—35.

The bill is ordered engrossed.

S. B. 249, bill to revise and consolidate the charter of the town of Elkin, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Brown, Calvert, Candler, Currie, Dula, Foy, Glenn, Henderson, James, Justice, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood —33.

The bill is ordered engrossed.

S. B. 155, H. B. 24, bill to allow Commissioners of Craven County to levy a special tax, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Brown, Buchanan, Burroughs, Calvert, Candler, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, London, Long, McNeill, Michael, Miller of Caldwell, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood—33.

The bill is ordered enrolled.

S. B. 345, a bill to increase the license tax for retailing liquors in the city of Greensboro, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 104, H. B. 25, a bill to prevent persons from fishing and shooting from the bridges across Neuse and Trent rivers, in Craven County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 8, H. B. 192, a bill to establish graded schools in the town of Rocky Mount, upon concurrence in amendment by the House of Representatives.

On motion, House amendment is concurred in.

The bill passes third reading, and is ordered enrolled.

S. B. 244, bill to authorize the town of Snow Hill to subscribe to the stock of the Great Eastern Railway, and for other purposes, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Brown, Buchanan, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Smith, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood—30.

Upon motion of Mr. London, the Senate adjourns until tomorrow morning at 11 o'clock.

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## EIGHTEENTH DAY.

SENATE CHAMBER, January 29, 1901.

The Senate meets pursuant to adjournment.

Prayer by Mr. Broughton.

The Journal of yesterday is partially read, and, upon

motion of Mr. Brown, further reading of the Journal is dispensed with, and the same stands approved.

By request of Mr. Justice, leave of absence for Mr. Gudger is extended until Friday.

By request of Mr. Webb, leave of absence is granted Mr. Glenn for to-day.

## PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Broughton, petition from New Bethel Baptist Church and other citizens of that community, in Wake County. Referred to the Committee on Propositions and Grievances.

By Mr. Currie, petition from citizens of Sampson County asking for appointment of County Commissioners, etc. Referred to the Committee on Counties, Cities and Towns.

## REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Agriculture.

By Mr. Burroughs, S. B. 198, bill to amend chapter 377, Public Laws 1899, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Broughton, S. B. 265, H. B. 208, bill for the relief of A. J. Hooper, of Caswell County.

The committee reports amendment and recommends the adoption of the amendment.

S. B. 332, H. B. 370, bill for the relief of Miss Mary Glass, of Caswell County.

The committee reports substitute, and recommends the adoption of the substitute.

By Mr. Stringfield, S. B. 333, H. B. 315, bill to prevent the felling of timber or brush in Meadow Fork, of Spring Creek, or any of its tributaries, in Madison County, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Webb, H. B. 174, S. B. 294, bill to amend the charter of the Moore County Railroad Company, with a favorable recommendation.

H. B. 385, S. B. 337, bill to incorporate the Chamber of Commerce of Washington, North Carolina, recommending passage of the bill upon payment of the tax of fifty dollars.

From the Committee on Manufacturing:

By Mr. Long, H. B. 66, S. B. 270, bill to amend and enlarge the charter of the Cleveland Cotton Mill, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Foushee, H. B. 154, S. B. 259, bill to incorporate Robeson County Loan and Trust Company.

The committee reports amendment, and recommends that bill with amendment pass.

S. B. 250, bill to incorporate the Methodist Episcopal Church, South, in Elkin, Surry County, North Carolina, recommending it be referred to the Committee on Propositions and Grievances.

The bill is so referred.

By Mr. Henderson, H. B. 9, S. B. 292, bill to amend the charter of the Winston-Salem Railway and Electric Company, with a favorable recommendation.

By Mr. Foushee, S. B. 235, bill to incorporate the Durham Light and Power Company.

The committee reports substitute, and recommends the passage of the substitute.

By Mr. Henderson, H. B. 90, S. B. 290, bill to amend the charter of the Fries Manufacturing and Power Company, with a favorable recommendation.

H. B. 432, S. B. 325, bill to incorporate the Carolina Art Company, with a favorable recommendation.

By Mr. McIntosh, H. B. 484, S. B. 334, bill to incorporate Wilmington Lodge, No. 532, Benevolent and Protective Order of Elks, with a favorable recommendation.

By Mr. Morton, H. B. 158, S. B. 300, bill to incorporate the Hilton Railroad and Logging Company, with a favorable recommendation.

By Mr. McNeill, H. B. 386, S. B. 296, bill to amend chapter 22 of the Private Laws of 1893, relating to the Aberdeen and Rockfish Railroad, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. McNeill, H. B. 376, S. B. 341, bill to prevent hunting on lands in Craven County without consent of owner of land, with a favorable recommendation.

H. B. 298, S. B. 321, bill to protect deer in Onslow County, with a favorable recommendation.

H. B. 60, S. B. 205, bill to protect quail in Yancey County, with a favorable recommendation.

H. B. 462, S. B. 330, bill to prohibit bird hunting in Clay and Macon counties, with a favorable recommendation.

By Mr. Stringfield, H. B. 333, S. B. 327, bill to amend chapter 360, Public Laws of 1899, with reference to hunting in the county of Wilkes, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. London, H. B. 222, S. B. 267, bill to incorporate the Hertford County Telephone Company, with a favorable recommendation.

S. B. 343, bill to incorporate the Rutherfordton Railroad Company, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Brown, S. B. 344, bill authorizing the town of Greenville to issue bonds, with a favorable recommendation.

From the Committee on Banks and Currency:

By Mr. Long, S. B. 6, H. B. 190, bill to incorporate the Bank of Randleman, recommending concurrence in House amendment.

From the Committee on Railroads and Railroad Commission:

By Mr. Michael, S. B. 350, bill to incorporate the Piedmont and Alleghany Railroad Company, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Sugg, H. B. 391, S. B. 293, bill to incorporate the Goldsboro Oil Company, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Smith, S. B. 301, bill to establish the office of Treasurer of Surry County, reporting amendment and recommending the passage of bill with amendment.

ENGROSSED BILLS.

Mr. Burroughs, from the Committee on Engrossed Bills, reports the following bills and resolutions as properly engrossed and they are ordered sent to the House of Representatives for the concurrence of that body:

S. B. 237, bill to amend the charter of the town of Roxboro.

S. B. 246, bill to authorize the city of Durham to issue market bonds.

S. B. 249, bill to revise and consolidate the charter of the town of Elkin.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. R. 309, H. R. 530, joint resolution requesting our Representatives and Senators in Congress to support the bill pending in Congress, entitled, A bill to apply a portion of the proceeds of the sale of the public lands to the endowment, support and maintenance of schools or departments of mining and metallurgy in the several States and Territories.

S. R. 231, H. R. 395, resolution to print 500 copies of Governor Aycock's inaugural address.

S. B. 230, H. B. 46, An act to permit the Commissioners of New Hanover County to pay the chairman a fixed salary.

S. R. 286, H. R. 326, resolution to elect a State Librarian.

S. B. 135, H. B. 154, An act to allow the Commissioners of Yancey County to levy a special tax.

S. B. 30, H. B. 290, An act to repeal chapter 170 of the Public Laws of the year 1889 which prohibits the formation of a corporation with a capital stock exceeding one million dollars.

S. B. 256, H. B. 175, An act to amend the charter of the Bank of Carthage.

S. B. 258, H. B. 156, An act to amend chapter one hundred and eighty of the Public Laws of one thousand eight hundred and ninety-one.

S. B. 266, H. B. 419, An act to elect a Justice of the Peace for Reynoldson Township, in the county of Gates.

S. R. 106, H. R. 102, resolution directing the Keeper of the Capitol to unfurl the National flag at the dome of the State capitol.

S. B. 211, H. B. 114, An act to abolish fences in Nash County.

S. B. 264, H. B. 146, An act to incorporate the Bank of Mount Olive, North Carolina.

S. B. 188, H. B. 479, An act to amend section 616 of The Code, relating to the trial of actions to try the title to office.

S. B. 31, H. B. 321, An act to authorize the incorporation of street railway companies under the general law.

S. B. 99, H. B. 293, An act to appoint D. Worthington a Justice of the Peace and to allow him to practice law.

S. B. 17, H. B. 320, An act to incorporate the Security, Life and Annuity Company.

S. B. 62, H. B. 322, An act to incorporate the Eagle Hose Company, No. 7, of the city of Greensboro, N. C.

S. B. 67, H. B. 323, An act to incorporate the Bank of Clinton.

S. B. 260, H. B. 155, An act to validate certain probates and registrations.

S. B. 34, H. B. 291, An act to provide cotton-weighers for the towns of Trenton, Pollocksville and Mayesville, Jones County.

S. B. 86, H. B. 365, An act to amend section 821 of The Code, relating to the qualifications of Justice of the Peace and matters incident thereto.

S. B. 176, H. B. 477, An act to amend An act to incorporate the Citizens Savings Bank.

S. B. 181, H. B. 478, An act to incorporate the Durham Traction Company.

S. B. 229, H. B. 22, An act to authorize the town of Franklin, Macon County, to issue bonds for the improvement of its streets, and other purposes, and to levy a special tax.

S. B. 261, H. B. 152, An act to incorporate the town of Biscoe, in Montgomery County.

S. B. 104, H. B. 25, An act to prevent persons from fishing and shooting from the bridges across the Neuse and Trent rivers, in Craven County.

S. B. 155, H. B. 24, An act to authorize the Commissioners of Craven County to levy a special tax.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 172, S. B. 353, bill for the relief of school committeemen in District No. 1, colored race, Franklinville Township, Randolph County. Referred to the Committee on Education.

H. B. 258, S. B. 354, bill to amend chapter 106, Laws of 1885. Referred to the Judiciary Committee.

H. B. 273, S. B. 355, bill to erect and keep in repair fences around the Stock Law District in Macon County. Referred to the Committee on Agriculture.

H. B. 288, S. B. 356, bill to authorize the Commissioners of Jackson County to levy a special tax. Referred to the Committee on Counties, Cities and Towns.

H. B. 302, S. B. 357, bill for the relief of J. C. Burns, of Macon County. Referred to the Committee on Propositions and Grievances.

H. B. 313, S. B. 358, bill to authorize the Commissioners of Brunswick County to levy a special tax. Referred to the Committee on Counties, Cities and Towns.

H. B. 317, S. B. 359, bill to allow the city of High Point to issue bonds. Referred to the Committee on Counties, Cities and Towns.

H. B. 330, S. B. 360, bill to amend the charter of the town of Cherryville. Referred to the Committee on Counties, Cities and Towns.

H. B. 334, S. B. 361, bill to incorporate the town of Wingate, Union County. Referred to the Committee on Counties, Cities and Towns.

H. B. 339, S. B. 362, bill for the improvement of the public roads of Person County. Referred to the Committee on Public Roads.

H. B. 348, S. B. 363, bill to authorize the Board of County Commissioners of Stokes County to levy a special tax. Referred to the Committee on Counties, Cities and Towns.

H. B. 358, S. B. 364, bill to empower the Commissioners of Swain County to levy a special tax for the purpose of building an iron bridge at Whittier, N. C. Referred to the Committee on Counties, Cities and Towns.

H. B. 379, S. B. 365, bill to prevent the killing of birds in McDowell County. Referred to the Committee on Propositions and Grievances.

H. B. 445, S. B. 366, bill to amend chapter 128, Private Laws of 1899. Referred to the Judiciary Committee.

H. R. 464, S. R. 367, resolution to pay J. N. Holding, Esq., for attorney fee as counsel for Printing Committee of 1899. Referred to the Committee on Claims.

H. B. 549, S. B. 368, bill to prohibit the sale of liquors and other matters within one mile of certain churches in Martin and Pitt counties. Referred to the Committee on Propositions and Grievances.

H. B. 440, S. B. 369, bill to incorporate the New River Development Company of North Carolina. Referred to the Committee on Corporations.

H. B. 257, S. B. 370, bill to incorporate the Fruitland Institution, in Henderson County. Referred to the Committee on Education.

H. B. 338, S. B. 371, bill for better drainage of lands on Clerk's Creek, in Lincoln County. Referred to the Committee on Agriculture.

H. B. 43, S. B. 372, bill to regulate costs of claim and delivery. Referred to the Judiciary Committee.

H. B. 274, S. B. 373, bill to correct State grant, No. 736, for Macon County. Referred to the Judiciary Committee.

H. B. 264, S. B. 374, bill to appoint James W. Efird and John W. Bostian Justices of the Peace in Stanly County. Referred to the Committee on Justices of the Peace.

H. B. 61, S. B. 375, bill to incorporate East Spencer, of Rowan County. Referred to the Committee on Counties, Cities and Towns.

H. B. 304, S. B. 376, bill to protect the roads of Pasquotank County from damages by log rollers. Referred to the Committee on Public Roads.

H. B. 214, S. B. 377, bill to correct State grant No. 1875, of Macon, now Swain County. Referred to the Judiciary Committee.

H. B. 164, S. B. 378, bill to prevent the felling of timber in the streams of Watauga County. Referred to the Committee on Propositions and Grievances.

H. B. 96, S. B. 379, bill to repeal chapter 65, Public Laws of 1891. Referred to the Judiciary Committee.

H. B. 233, S. B. 380 bill requiring the Board of Commis-

sioners of Forsyth County to erect sign-boards along the public roads. Referred to the Committee on Public Roads.

H. B. 285, S. B. 381, bill to amend chapter 353, Public Laws of 1897, in reference to stock law. Referred to the Committee on Propositions and Grievances.

H. B. 196, S. B. 20, bill to amend sections 3840 and 3841 of The Code, so as to abolish the office of standard-keeper for Northampton and Warren Counties. Placed on Calendar.

H. B. 228, S. B. 382, bill to prevent public drunkenness in Yancey County. Referred to the Committee on Propositions and Grievances.

H. B. 117, S. B. 383, bill for the relief of Jessie D. Watts. Referred to the Committee on Propositions and Grievances.

H. B. 281, S. B. 398, bill to repeal sections 1816 and 1819 of The Code, and to make the issuing without inquiry and the failure to record the issuing and returning of marriage license a misdemeanor. Placed on Calendar.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Foushee, S. B. 384, bill to repeal chapter 296, Public Laws of 1895. Referred to the Judiciary Committee.

By Mr. Dula, S. B. 385, bill to reenact chapter 364, Public Laws of 1893. Placed upon Calendar.

By Mr. Currie, S. B. 386, bill to amend section 768 of The Code, conferring upon Board of County Commissioners the power to abolish and restore the office of County Treasurer. Referred to the Committee on Counties, Cities and Towns.

S. B. 387, bill to increase the number of Commissioners of the County of Sampson, and electing Robert G. Mauney,

W. J. Wright, Josiah Bagett and Sampson Warren said Commissioners. Referred to the Committee on Counties, Cities and Towns.

By Mr. Sugg, S. B. 388, bill to allow any city or town along the line of the Great Eastern Railway to subscribe to the stock of the Great Eastern Railway Company, and other purposes. Referred to the Committee on Counties, Cities and Towns.

By Mr. Lindsay, S. B. 389, bill authorizing the school committee of Reidsville school district, Reidsville, N. C., to issue bonds.

Upon motion of Mr. Lindsey, the bill is placed on Calendar.

By Mr. James, S. B. 390, bill to establish graded schools in the town of Greenville. Referred to the Committee on Education.

By Mr. London, S. B. 391, bill to validate the appointment of trustees of Zion African Methodist Church, at Haywood, N. C. Referred to the Judiciary Committee.

By Mr. Speight (by request), S. B. 392, bill to establish the Board of Commissioners for Barbers. Referred to the Committee on Public Health.

By Mr. Foushee, S. B. 393, bill to amend chapter 70 of the Private Laws of 1885, as amended by chapter 13 of the Private Laws of 1887, the charter of the Fidelity Bank of Durham. Referred to the Committee on Banks and Currency.

By Mr. London, S. B. 394, bill to pay Mrs. Mariah Cole six dollars, due from direct land tax fund. Referred to the Committee on Claims.

By Mr. Broughton, S. B. 395, bill to authorize the city of Raleigh to issue bonds for public improvements and to levy a special tax. Referred to the Committee on Counties, Cities and Towns.

By Mr. Smith, S. B. 396, bill to establish a dispensary at

Benson, N. C. Referred to the Committee on Counties, Cities and Towns.

By Mr. Woodard (by request), S. B. 397, bill to incorporate the Richmond County Savings Bank. Referred to the Committee on Banks and Currency.

Upon motion of Mr. Warren, H.B. 286, S. B. 319, bill to amend section 752, volume 1 of The Code of N. C., in reference to printing statement of county finance, is recalled from the Committee on Printing and referred to the Judiciary Committee.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 385, bill to reenact chapter 364, Public Laws of 1893, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 20, H. B. 196, bill to amend sections 3840 and 3841 of The Code, so as to abolish the office of standard-keeper of Northampton County, upon concurrence in the amendment by the House of Representatives.

Upon motion of Mr. Calvert, the amendment by the House is concurred in, and the bill passes third reading, and is ordered enrolled.

S. B. 301, bill to establish the office of Treasurer of Surry County, upon second reading.

Upon motion of Mr. Calvert, the bill is laid over till Thursday.

Upon motion of Mr. Dula, the bill is referred to the Judiciary Committee.

H. B. 391, S. B. 293, bill to incorporate the Goldsboro Oil Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 281, S. B. 398, bill to repeal sections 1816 and 1819 of The Code, and to make the issuing without inquiry and the failure to record the issuing and recording of marriage license a misdemeanor, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

Mr. Ward moves to recall from the Judiciary Committee and place upon its immediate passage

S. B. 269, H. B. 403, bill to provide for a jury list for Scotland County.

The motion is adopted.

The bill passes second and third readings, and is ordered enrolled.

Mr. McAllister moves to recall from the Committee on Justices of the Peace and place upon its immediate passage

H. B. 264, S. B. 374, bill to appoint James W. Efird and John W. Bostian Justices of the Peace for Stanly County.

The motion is adopted.

The bill passes second and third readings, and is ordered enrolled.

S. B. 244, bill to authorize the town of Snow Hill to subscribe to the stock of the Great Eastern Railway, and for other purposes, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Candler, Foy, Henderson, James, Justice, Lindsay, London, Long, McAllister, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—34.

The bill is ordered engrossed.

S. B. 344, bill authorizing the town of Greenville to issue bonds, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McNeill, Miller of Pamlico, Morton, Smith, Speight, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—34.

S. B. 350, bill to incorporate the Piedmont and Alleghany Railroad Company, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Candler, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Lindsay, London, Long, Michael, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Speight, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—33.

Upon motion of Mr. Wood, the Senate adjourns till 10 o'clock to-morrow.

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## NINETEENTH DAY.

SENATE CHAMBER, January 30, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. G. F. Adams.

The Journal of yesterday is partially read, and, upon motion of Mr. Wood, further reading is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Woodard, by request of Mr. Henderson.

REPORTS OF COMMITTEES.

Reports of committees are submitted as follows:

From the Judiciary Committee:

By Mr. Henderson, S. B. 278, bill to amend section 258 of The Code, relative to the verification of pleadings by a corporation, with a favorable recommendation.

By Mr. Arrington, H. B. 445, S. B. 366, bill to amend chapter 128, Private Laws of 1899, with a favorable recommendation.

By Mr. Burroughs, S. B. 215, bill to enforce the collection of rents, recommending it be referred to the Judiciary Committee. The recommendation is adopted, and the bill is referred to the Judiciary Committee.

By Mr. Vann, S. B. 336, bill to amend chapter 621, Laws 1899, by adding the name of Willie E. Copeland to list of teachers to be paid, with a favorable recommendation.

From the Committee on Salaries and Fees:

By Mr. Ward, S. B. 173, bill to pay J. S. Mann the balance due him as salary as Shell-Fish Commissioner under the laws of 1891 and 1893, recommending that it be referred to the Judiciary Committee. The recommendation is adopted, and the bill referred to the Judiciary Committee.

ENGROSSED BILLS.

Mr. Burroughs, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 244, a bill to authorize the town of Snow Hill to subscribe to the stock of the Great Eastern Railway, and for other purposes.

S. B. 385, a bill to re-enact chapter 364, Public Laws of 1893.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives transmitting bills and resolutions, which are read the first time and disposed of as follows:

H. B. 491, S. B. 406, bill to change the line between Wentworth and New Bethel townships in Rockingham County. Referred to the Judiciary Committee.

H. B. 241, S. B. 407, bill to amend the charter of the town of Weldon, N. C. Referred to the Committee on Counties, Cities and Towns.

H. B. 240, S. B. 408, bill to change the boundary line between Cherry Lane and Gap Civil townships, in Alleghany County. Referred to the Committee on Counties, Cities and Towns.

H. B. 553, S. B. 409, bill to incorporate the town of Merry Oaks, in Chatham County. Referred to the Committee on Counties, Cities and Towns.

H. B. 216, S. B. 410, bill to create a new township in Haywood County, to be known as Cecil Township. Referred to the Committee on Counties, Cities and Towns.

H. B. 522, S. B. 411, bill to incorporate the Charitable Brotherhood. Referred to the Committee on Corporations.

H. B. 545, S. B. 412, bill to amend chapter 114, Public Laws of 1895. Referred to the Judiciary Committee.

H. B. 581, S. B. 413, bill to extend the time to compromise, commute and settle the State debt. Referred to the Committee on Finance.

H. B. 605, S. B. 414, bill to prohibit the dredging of clams in Carteret County. Referred to the Committee on Fish and Fisheries.

H. B. 587, S. B. 415, bill to protect fish in Haywood County. Referred to the Committee on Fish and Fisheries.

H. B. 425, S. B. 418, bill to allow removal of cases from Mayors to Mayors *pro tem.* Referred to the Judiciary Committee.

H. B. 119, S. B. 419, bill to authorize the construction of roads in Yancey County. Referred to the Committee on Public Roads.

H. B. 392, S. B. 420, bill to repeal section 2, chapter 353, Laws of 1897, regulating stock-law elections in North Carolina. Referred to the Committee on Propositions and Grievances.

H. B. 297, S. B. 421, bill to incorporate the town of Rose Hill. Referred to the Committee on Counties, Cities and Towns.

H. B. 107, S. B. 422, bill for the relief of J. M. Allhonds, of Polk County. Referred to the Committee on Propositions and Grievances.

H. B. 449, S. B. 423, bill for the relief of Mrs. Addie Elmore. Referred to the Committee on Propositions and Grievances.

H. B. 402, S. B. 424, bill to amend chapter 153, Private Acts of 1899. Referred to the Judiciary Committee.

H. B. 139, S. B. 425, bill to incorporate the town of Mapleton, Hertford County. Referred to the Committee on Counties, Cities and Towns.

H. B. 374, S. B. 426, bill to authorize the Mayor and Board of Aldermen of the town of Waynesville to issue bonds. Referred to the Committee on Counties, Cities and Towns.

H. B. 564, S. B. 427, bill to enable the city of Charlotte to fund part of its floating indebtedness, and to authorize the city to levy taxes to meet the same. Referred to the Committee on Counties, Cities and Towns.

H. B. 551, S. B. 428, bill to authorize the Commissioners of Franklin County to issue bonds for the purpose of paying for the construction of a steel bridge across the Tar River at Louisburg, and for other purposes. Referred to the Committee on Counties, Cities and Towns.

H. B. 406, S. B. 429, bill to allow the Mayor and Town

Commissoners of the town of Graham, in the county of Alamance, to issue bonds for a system of water-works. Referred to the Committee on Counties, Cities and Towns.

H. B. 450, S. B. 430, bill to authorize the corporation of Marion, N. C., to establish and operate a system of water-works and sewerage and to issue bonds therefor. Referred to the Committee on Counties, Cities and Towns.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Michael, petition of citizens of Moore County asking certain modifications of the election law. Referred to the Committee on Election Law.

Petition of citizens of Alleghany County asking certain modifications of the election law. Referred to the Committee on Election Law.

By Mr. McAllister, petition from citizens of Cabarrus County in regard to the appointment of Justices of the Peace. Referred to the Committee on Justices of the Peace.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. McNeill, S. B. 416, bill to amend chapter 24, Laws of 1885, incorporating Hope Mills Manufacturing Company of Cleveland County. Referred to the Committee on Corporations.

By Mr. Morton, S. B. 417, bill to authorize railroads or transportation companies existing under the laws of North Carolina to lease or be leased by or to consolidate or be consolidated with and to make joint stock with railroads of adjoining States. Referred to the Committee on Railroads and Railroad Commission.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 344, bill authorizing the town of Greenville to issue bonds, upon third reading.

The bill passed third reading, ayes 26, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foy, Henderson, James, Leak, Lindsay, McAllister, McIntyre, McNeill, Michael, Pinnix, Scott, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood—26.

The bill is ordered engrossed.

S. B. 350, bill to incorporate the Piedmont and Alleghany Railroad Company, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foy, Henderson, James, Leak, Lindsay, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Stikeleather, Sugg, Thomas, Travis, Vann, Ward, Warren. Wood—32.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 343, bill to incorporate the Rutherfordton Railroad Company, upon second reading.

The bill passes second reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Bray, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Dula, Foy, Henderson, James, Leak, Lindsay, Marshall, McAllister, McIntosh, McIntyre, Miller of Caldwell, Miller of Pamlico, Robeson, Scott, Thomas, Travis, Vann, Ward, Warren, Webb, Wood—29.

S. B. 366, H. B. 445, bill to amend chapter 128, Private Laws 1899, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Alexander, Arrington, Aycock, Bray, Broughton, Brown, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, Lindsay, Marshall, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Wood—36.

S. B. 389, bill authorizing the school committee of Reidsville school district, Reidsville, N. C., to issue bonds, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foy, Henderson, James, Leak, Lindsay, McAllister, McIntyre, Michael, Miller of Pamlico, Robeson, Scott, Stikeleather, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood—30.

S. B. 198, bill to amend chapter 377, Public Laws of 1899, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

H. B. 60, S. B. 205, bill to protect quail in Yancey County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 235, bill to incorporate the Durham Light and Power Company, upon second reading.

The amendment reported by the committee is adopted.

The bill passes second and third readings, and is ordered engrossed.

H. B. 208, S. B. 265, bill for the relief of A. J. Hooper, of Caswell County, upon second reading.

The amendment recommended by the committee is adopted.

The bill passes second and third readings, and is ordered enrolled.

H. B. 222, S. B. 267, bill to incorporate the Hertford County Telephone Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 66, S. B. 270, bill to amend and enlarge the charter of the Cleveland Cotton Mill, upon second reading.

The bill passes its second and third readings, and is ordered enrolled.

H. B. 90, S. B. 290, bill to amend the charter of the Fries Manufacturing Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 9, S. B. 292, bill to amend the charter of the Winston-Salem Railway and Electric Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 174, S. B. 294, bill to amend the charter of the Moore County Railroad, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 386, S. B. 296, bill to amend chapter 22, Private Laws of 1893, relating to the Aberdeen and Rockfish Railroad, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 158, S. B. 300, bill to incorporate the Hilton Railway and Logging Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 298, S. B. 321, bill to protect deer in Onslow County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 432, S. B. 325, bill to incorporate the Carolina Art Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 370, S. B. 332, bill for the relief of Miss Mary Glass, of Caswell County, upon second reading.

The amendment reported by the committee is adopted.

The bill passes second and third readings, and is ordered engrossed.

H. B. 484, S. B. 334, bill to incorporate Wilmington Lodge No. 532, Benevolent and Protective Order of Elks, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 385, S. B. 337, bill to incorporate the Chamber of Commerce of Washington, N. C., upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 462, S. B. 339, bill to prohibit bird hunting in Clay and Macon counties, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 376, S. B. 341, bill to prevent hunting on lands in Craven County without consent of owner of land, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 18, H. B. 193, bill to incorporate the Bank of Plymouth, upon concurrence in amendment by the House of Representatives.

The amendment is concurred in, and the bill, as amended, passes third reading, and is ordered enrolled.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives asking permission to withdraw.

H. B. 553, S. B. 409, bill to incorporate the town of Merry Oaks.

Upon motion of Hr. Henderson, the clerk is instructed to return the bill to the House of Representatives.

SPECIAL ORDER.

Upon motion of Mr. Henderson, S. B. 224, an act to allow alimony in cases of divorce *a vinculo matrimonii,* which is a special order for 12 o'clock to-day, is placed upon its immediate passage.

Mr. Leak moves to postpone consideration of the bill until Friday.

The motion is lost.

Mr. Henderson calls the previous question.

The call is sustained.

Mr. Ward calls for the ayes and noes.

The call is sustained.

The bill fails to pass second reading, ayes 18, noes 20, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Brown, Dula, Henderson, James, Justice, Leak, London, Long, McIntyre, McNeill, Scott, Speight, Stikeleather, Travis, Warren, Wood—18.

Those voting in the negative are: Messrs. Alexander, Arrington, Bray, Buchanan, Burroughs, Candler, Crisp, Foushee, Foy, Lindsay, Marshall, McAllister, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Stringfield, Thomas, Ward—20.

Mr. Vann announces that he is paired with Mr. Woodard, and that if not paired he would vote for the bill and Mr. Woodard would vote against it.

Mr. Vann moves to recall from the Committee on Counties, Cities and Towns

H. B. 447, S. B. 405, bill to appoint additional Commissioners and re-establish the office of County Treasurer for Hertford County, and place it upon its immediate passage.

The motion is adopted.

The bill passes second and third readings, and is ordered enrolled.

### MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency the Governor, Charles B. Aycock, transmitting:

The report of Hon. B. R. Lacy, late Commissioner of Labor and Printing.

The report of Hon. Samuel L. Patterson, Commissioner of Agriculture, and,

The report of Hon. Hal W. Ayer, late Auditor.

Upon motion of Mr. McIntyre, five hundred copies of the above documents are ordered printed.

### ENROLLED BILLS.

Mr. Speight, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 291, H. B. 223, An act to authorize the Trustees of the graded schools of Goldsboro Township to issue bonds.

S. B. 374, H. B. 264, An act to appoint James W. Efird and John W. Bostian Justices of the Peace for Stanly County.

S. B. 20, H. B. 196, An act to amend sections 3840 and

3841 of The Code, so as to abolish the office of Standard Keeper for Northampton and Warren counties.

S. B. 42, H. B. 189, An act to amend chapter 205 of Public Laws of 1899.

S. B. 47, H. B. 471, An act to incorporate the Commercial Bank of Rutherfordton of Rutherford County, North Carolina.

S. B. 25, H. B. 502, An act to incorporate the Bank of Fremont.

S. B. 8, H. B. 192, An act to establish graded schools in the town of Rocky Mount.

S. B. 398, H. B. 281, An act for the relief of P. M. Dellinger, Register of Deeds for Catawba County.

S. B. 269, H. B. 403, An act to provide for a jury list for Scotland County.

S. B. 79, H. B. 436, An act to appoint H. Cabiness a Justice of the Peace, and to allow him to practice law.

S. B. 293, H. B. 391, An act to incorporate the Goldsboro Oil Company.

S. B. 187, H. B. 571, An act to set out and define the township lines of Chadbourn Township, in Columbus County.

S. B. 6, H. B. 190, An act to incorporate the Bank of Randleman.

Upon motion of Mr. Leak, the Senate adjourns until 11 o'clock to-morrow.

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## TWENTIETH DAY.

SENATE CHAMBER, January 31, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. W. Butler.

The Journal of yesterday is partially read, and, upon

motion of Mr. Wood, further reading is dispensed with, and the same stands approved.

Leave of absence is granted to Mr. Morton, by request of Mr. McNeill.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

H. B. 491, S. B. 406, bill to change the line between Wentworth and New Bethel townships, in Rockingham County, with a favorable recommendation.

By Mr. Dula, H. B. 348, S. B. 363, bill to authorize the Board of Commissioners of Stokes County to levy a special tax, with a favorable recommendation.

H. B. 81, S. B. 375, bill to incorporate East Spencer, of Rowan County, with a favorable recommendation.

H. B. 241, S. B. 407, bill to amend the charter of the town of Weldon, N. C., with a favorable recommendation.

H. B. 543, S. B. 402, bill to incorporate Valley Town Cemetery, in Cherokee County, N. C., with a favorable recommendation.

By Mr. Leak, H. B. 288, S. B. 356, bill to authorize the Commissioners of Jackson County to levy a special tax, with a favorable recommendation.

H. B. 358, S. B. 364, bill to empower the Commissioners of Swain County to levy a special tax for the purpose of building an iron bridge at Whittier, N. C., with a favorable recommendation.

H. B. 330, S. B. 360, bill to amend the charter of the town of Cherryville, with a favorable recommendation.

H. B. 213, S. B. 289, bill to authorize the Commissioners of Macon County to purchase lands upon which to build a home for the aged and infirm and to levy a special tax to pay for same, with a favorable recommendation.

H. B. 313, S. B. 358, bill to authorize the Commissioners

of Brunswick County to levy a special tax, with a favorable recommendation.

H. B. 217, S. B. 288, bill to authorize the Commissioners of Halifax County to use the funds derived from the sale of bonds under the Acts of 1899, chapter 35, with a favorable recommendation.

S. B. 308, bill to permit the Commissioners of Hertford County to levy a special tax, with a favorable recommendation.

H. B. 144, S. B. 156, bill to incorporate the town of Appletree, in Greene County, recommending it do not pass.

By Mr. Wood, S. B. 180, bill to incorporate the town of Jonesville, in the county of Yadkin, reporting amendment and recommending the adoption of the bill with amendment.

H. B. 406, S. B. 429, bill to allow the Mayor and Town Commissioners of Graham, Alamance County, to issue bonds for a system of water-works, with a favorable recommendation.

S. B. 395, bill to authorize the city of Raleigh to issue bonds for public improvements and to levy a special tax, with a favorable recommendation.

H. B. 148, S. B. 271, bill to change the name of the town of Union City to Ashpole, and to amend the charter thereof, with a favorable recommendation.

S. B. 388, bill to authorize any city or town along the line of the Great Eastern Railway to subscribe to the capital stock of the Great Eastern Railway Company and other purposes, with a favorable recommendation.

H. B. 334, S. B. 361, bill to incorporate the town of Wingate, Union County, with a favorable recommendation.

H. B. 21, S. B. 283, bill to pay indebtedness of new jail and other indebtedness in Graham County, with a favorable recommendation.

H. B. 378, S. B. 340, bill to amend the charter of Dallas, in Gaston County, N. C., with a favorable recommendation.

H. B. 327, S. B. 335, bill to change the boundary line between the counties of Buncombe and Madison, with a favorable recommendation.

H. B. 318, S. B. 329, bill to amend the charter of High Point, chapter 238, Laws of 1891, with a favorable recommendation.

By Mr. Leak, H. B. 317, S. B. 359, bill to allow the city of High Point to issue bonds, with a favorable recommendation.

By Mr. Sugg, H. B. 297, S. B. 421, bill to incorporate the town of Rose Hill, with a favorable recommendation.

H. B. 240, S. B. 408, bill to change the boundary line between Cherry Lane and Gap Civil townships, in Alleghany County, with a favorable recommendation.

H. B. 374, S. B. 426, bill to authorize the Mayor and Board of Aldermen of Waynesville to issue bonds to construct water-works and sewerage, with a favorable recommendation.

H. B. 551, S. B. 428, bill to authorize the Commissioners of Franklin County to issue bonds for the purpose of paying for the construction of a steel bridge across the Tar River, at Louisburg, and for other purposes, with a favorable recommendation.

H. B. 450, S. B. 430, bill to authorize the corporation of Marion, N. C., to establish and operate a system of water-works and sewerage and to issue bonds therefor, with a favorable recommendation.

H. B. 204, S. B. 268, bill to amend chapter 40 of Private Laws of 1891, entitled, An act to consolidate the charter of the town of Salem, with a favorable recommendation.

H. B. 564, S. B. 427, bill to enable the city of Charlotte to fund part of its floating indebtedness and to authorize the city to levy taxes to meet the same, with a favorable recommendation.

H. B. 139, S. B. 425, bill to incorporate the town of Mapleton, Hertford County, with a favorable recommendation.

H. B. 18, S. B. 284, bill to regulate the working of convicts in Pasquotank County, with a favorable recommendation.

H. B. 23, S. B. 324, bill to allow the County Commissioners of Craven County extra pay, with a favorable recommendation.

From the Committee on Education:

By Mr. Broughton, H. B. 257, S. B. 370, bill to incorporate the Fruitland Institute, in Henderson County, with a favorable recommendation.

H. B. 287, S. B. 320, bill to authorize the Board of School Directors of Jackson County to pay certain school claims, with a favorable recommendation.

By Mr. Aycock, H. B. 171, S. B. 257, bill for the relief of G. F. Garner, white school teacher, in Randolph County, with a favorable recommendation.

By Mr. Lindsay, H. B. 187, S. B. 299, bill to incorporate Winterville High School, Pitt County, with a favorable recommendation.

By Mr. Henderson, S. B. 390, bill to establish graded schools in the town of Greenville, with a favorable recommendation.

By Mr. McIntyre, H. B. 147, S. B. 331, bill to establish graded schools in the town of Enfield, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Brown, H. B. 182, S. B. 298, bill to prevent the sale and manufacture of liquors within two miles of Mary Stewart School-House, in Harnett County, with a favorable recommendation.

H. B. 272, S. B. 326, bill for the relief of Sheriffs and Tax Collectors, reporting amendment and recommending passage of bill with amendment.

From the Committee on Insurance:

By Mr. Leak, S. B. 152, bill to incorporate the Southern

Manufacturers' Mutual Insurance Company, with a favorable recommendation.

From the Committee on Agriculture:

By Mr. Dula, H. B. 273, S. B. 355, bill to erect and keep in repair fences around the Stock Law District in Macon County, with a favorable recommendation.

From the Committee on Banks and Currency:

By Mr. Leak, S. B. 397, bill incorporating the Richmond County Savings Bank, with a favorable recommendation.

From the Committee on Judiciary:

By Mr. Foushee, H. B. 425, S. B. 418, bill to allow removal of cases from Mayors to Mayors *pro tem.*, with a favorable recommendation.

By Mr. James, S. B. 301, bill to re-establish the office of Treasurer for Surry County, reporting substitute and recommending passage of the substitute.

By Mr. Webb, S. B. 304, bill to amend chapter 184, section 3, of the Public Laws of session of 1870-'71, with a favorable recommendation.

By Mr. Henderson, H. B. 141, S. B. 297, bill to amend Code, 894, so as to allow defendants to appeal in peace warrant cases, with a favorable recommendation.

By Mr. Arrington, S. B. 384, bill to repeal chapter 296, Public Laws of 1895, recommending it do not pass.

From the Joint Committee on Printing:

By Mr. Warren, S. B. 247, bill to amend chapter 28, Laws of 1899, reporting substitute, and recommending adoption of the substitute.

ENGROSSED BILLS.

Mr. Warren, from the Committee on Engrossed Bills, reports that the folloging bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 235, a bill to incorporate the Durham Light and Power Company. Substitute.

S. B. 332, H. B. 370, a bill for the relief of Miss Mary Glass, of Caswell County. Amended.

S. B. 198, a bill to amend chapter 377, Public Laws of 1899.

S. B. 344, a bill authorizing town of Greenville to issue bonds.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 267, H. B. 222, An act to incorporate the Hertford County Telephone Company.

S. B. 321, H. B. 298, An act to protect deer in the county of Onslow.

S. B. 341, H. B. 376, An act to prevent hunting on lands in Craven County without consent of owner of land.

S. B. 339, H. B. 462, An act to prohibit hunting birds in Clay and Macon counties.

S. B. 405, H. B. 447, An act to increase the number of Commissioners of Hertford County, and to re-establish the office of County Treasurer.

S. B. 205, H. B. 60, An act to protect quail in Yancey County.

S. B. 325, H. B. 432, An act to incorporate The Carolina Art Company.

S. B. 265, H. B. 208, An act to direct the Treasurer of Caswell County to pay thirty-three and 67-100 dollars to A. J. Hooper.

S. B. 296, H. B. 386, An act to amend chapter twenty-two of the Private Laws of 1893.

S. B. 151, H. B. 474, An act to levy a special tax for Ashe County.

S. B. 294, H. B. 174, An act to amend the charter of the Moore County Railroad Company.

S. B. 292, H. B. 9, An act to amend the charter of the Winston-Salem Railway and Electric Company.

S. B. 300, H. B. 158, An act to incorporate the Hilton Railroad and Logging Company.

S. B. 337, H. B. 385, An act to incorporate the Chamber of Commerce of Washington, North Carolina.

S. B. 334, H. B. 484, An act to incorporate Wilmington Lodge, No. 532, Benevolent and Protective Order of Elks.

S. B. 290, H. B. 90, An act to amend the charter of the Fries Manufacturing and Power Company.

S. B. 270, H. B. 66, An act to amend and enlarge the charter of the Cleveland Cotton Mills.

S. B. 18, H. B. 193, An act to incorporate the Bank of Plymouth, N. C.

S. B. 92, H. B. 324, An act to incorporate the Southport and Northwestern Railroad Company.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 582, S. B. 431, bill to allow the Board of Commissioners of Wilson County to issue bonds to improve the court-house and other public property in Wilson County. Referred to the Committee on Counties, Cities and Towns.

H. B. 639, S. B. 432, bill to authorize the Commissioners of Iredell County to lease, hire out and work the convict force of said county on private or public property. Referred to the Committee on Propositions and Grievances.

H. B. 681, S. B. 446, bill to change the name of the Louise Yarn Mill. Ordered placed on Calendar.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. London, petition of the North Carolina Division

of the United Daughters of the Confederacy for increased appropriations for pensions and for Soldiers' Home. Referred to the Committee on Pensions and Soldiers' Home.

Upon motion of Mr. London, 300 copies of the petition are ordered printed.

By Mr. Candler, petition of citizens of Jackson, Cumberland and Mecklenburg counties asking for certain modifications in the election law. Referred to the Committee on Election Law.

By Mr. Stikeleather, petition of citizens of Vance, Wake and Franklin counties, asking for certain modifications in election law. Referred to the Committee on Election Law.

By Mr. Miller, of Caldwell, petition of citizens of Gaston and McDowell counties, asking certain modifications in the election law. Referred to the Committee on Election Law.

By Mr. Buchanan, petition of citizens of Burke County asking certain modifications in election law. Referred to the Committee on Election Law.

By Mr. Pinnix, petition of citizens of Davie County asking certain modifications in election law. Referred to the Committee on Election Law.

By Mr. Long, petition of certain Primitive Baptist churches. Referred to the Committee on Propositions and Grievances.

By Mr. Ward, petition of R. J. Peele and others, of Martin County, asking for change of school law so as to give salary to School Trustees and committees taking census. Referred to the Committee on Education.

By Mr. Henderson, petition of citizens of Rowan County asking for the prohibition of the manufacture or sale of spirituous liquors within two miles of St. Andrew's Episcopal Church, Rowan County. Referred to the Committee on Propositions and Grievances.

By Mr. Pinnix, petition from citizens of Yadkin County asking for better care of the insane. Referred to the Committee on Insane Asylums.

By Mr. Leak, petition from citizens of Union County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. McIntyre, petition from citizens of Robeson County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. Marshall, petition from citizens of Stokes County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. Arrington, petition from citizens of Wilson County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. Henderson, petition from citizens of Rowan County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. Burroughs, petition from citizens of Warren County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. Wood, petition from citizens of Moore County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. Glenn, petition from citizens of Guilford County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. Currie, petition from citizens of Harnett County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. Candler, petition from citizens of Transylvania County in regard to the insane. Referred to the Committee on Insane Asylums.

By Mr. Vann, petition from citizens of Perquimans County in regard to the insane. Referred to the Committee on Insane Asylums.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Long, S. B. 433, bill extending the charter of the Atlantic and Western Railway Company. Referred to the Committee on Railroads and Railroad Commission.

By Mr. Long (by request), S. B. 434, bill to incorporate certain churches in the Country Line Primitive Baptist Association. Referred to the Committee on Propositions and Grievances.

By Mr. Foushee, S. B. 435, bill to amend the charter of the Morehead Banking Company at Durham. Referred to the Committee on Banks and Currency.

By Mr. Broughton, S. B. 436, bill to amend the charter of the Dime Savings Bank of Raleigh, chapter 279, Private Laws of 1895. Referred to the Committee on Banks and Currency.

By Mr. Warren, S. B. 437, bill to amend chapter 291, Public Laws of 1885. Referred to the Committee on Judiciary.

By Mr. Warren, S. B. 438, bill to provide for the service of process in certain cases. Referred to the Judiciary Committee.

By Mr. Vann, S. B. 439, bill to place the name of R. T. Britt on the pension roll. Referred to the Committee on Pensions and Soldiers' Home.

By Mr. Burroughs, S. B. 440, bill to place the name of James A. Brame, of Vance County, on the pension roll. Referred to the Committee on Pensions and Soldiers' Home.

By Mr. Foushee, S. B. 441, bill to authorize and enable the Norfolk and Western Railway Company to locate, construct and operate extensions and branches of its line within the State of North Carolina. Referred to the Committee on Railroads and Railroad Commission.

By Mr. Brown, S. R. 442, resolution to inquire into the

number of employees of the Senate. Ordered placed on Calendar.

By Mr. Alexander, S. B. 443, bill to incorporate the Charlotte Savings Bank. Referred to the Committee on Banks and Currency.

By Mr. Ward, S. B. 444, bill to amend chapter 169, Laws of 1899, relating to compensation of Commissioners of Washington County. Referred to the Committee on Counties, Cities and Towns.

By Mr. Morrison, S. B. 445, bill to incorporate the Farmers Bank of Rockingham, N. C. Referred to the Committee on Banks and Currency.

### REPORT FROM COMMITTEE ON RULES.

Mr. Arrington, from the Committee on Rules, makes the following report:

The Committee on Rules recommend that section 18 of the Rules of the Senate be amended by adding to the end of said section: "*Provided*, that the chairman and five members shall constitute a quorum of the Judiciary Committee."

Upon motion of Mr. Henderson, the report of the Committee is adopted.

### THE CALENDAR.

Bill and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 366, H. B. 445, bill to amend chapter 128, Private Laws of 1899, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, London, McAllister, McIntyre, McNeill, Mil-

ler of Caldwell, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Sugg, Thomas, Vann, Warren, Wood, Woodard—35.

The bill is ordered enrolled.

S. B. 343, bill to incorporate the Rutherfordton Railroad Company, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Pamlico, Pinnix, Robeson, Smith, Speight, Stikeleather, Thomas, Vann, Warren, Wood, Woodard—36.

The bill is ordered engrossed.

S. B. 389, bill authorizing the School Committee of Reidsville School District, Reidsville, N. C., to issue bonds, upon third reading.

The bill passes third reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Speight, Stikeleather, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—39.

The bill is ordered engrossed.

Mr. Bray moves to reconsider the vote by which S. B. 224, bill to allow alimony in cases of divorce *a vinculo matrimonii*, failed to pass second reading on yesterday.

Mr. Ward moves to table the motion to reconsider.

Mr. Morrison calls for the ayes and noes.

The call is sustained.

The motion to table is lost, ayes 20, noes 25, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Foushee, Foy, Lindsay, Marshall, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Robeson, Thomas, Ward, Woodard—20.

Those voting in the negative are: Messrs. Aycock, Bray, Broughton, Brown, Dula, Glenn, Henderson, James, Justice, Leak, London, Long,McAllister,McIntyre, Morrison, Pinnix, Scott, Speight, Stikeleather, Sugg, Travis, Vann, Warren. Webb, Wood—25.

The motion to reconsider is adopted, ayes 24, noes 23, as follows:

Those voting in the affirmative are: Mr. President, Messrs. Aycock, Bray, Broughton, Brown, Dula, Glenn, Henderson, James, Justice, Leak, London, Long, McIntyre, Morrison, Pinnix, Scott, Speight, Stikeleather, Sugg, Travis, Vann, Warren, Wood—24.

Those voting in the negative are: Messrs. Alexander, Arrington, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Foushee, Foy, Lindsay, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Robeson, Smith, Thomas, Ward, Webb, Woodard—23.

Mr. Morrison moves to amend by adding to section 1: "This law shall not apply to divorces granted for abandonment and impotency."

The amendment is adopted.

Mr. Henderson moves to amend, by adding to section 1: "This section shall not apply to cases now pending."

The amendment is adopted.

Mr. Morrison calls the previous question.

The call is sustained.

The bill passes second reading, ayes 24, noes 21, as follows:

Those voting in the affirmative are: Messrs. Aycock,

Bray, Broughton, Brown, Buchanan, Dula, Henderson, James, Justice, Leak, Lindsay, London, Long, McIntyre, McNeill, Morrison, Scott, Speight, Stikeleather, Sugg, Travis, Vann, Warren, Wood—24.

Those voting in the negative are: Messrs. Alexander, Arrington, Calvert, Candler, Crisp, Currie, Foushee, Foy, Marshall, McAllister, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Smith, Stringfield, Thomas, Ward, Webb, Woodard—21.

Upon motion of Mr. Webb, the Senate adjourns until 10:30 o'clock to-morrow.

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## TWENTY-FIRST DAY.

SENATE CHAMBER, February 1, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. A. W. Curtis.

The Journal of yesterday is partially read, and, upon motion of Mr. Arrington, further reading is dispensed with, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Judiciary Committee:

By Mr. Justice, S. B. 438, bill to provide for the service of process in certain cases, recommending it do not pass.

By Mr. Webb, S. B. 276, bill to amend section 208 of The Code of North Carolina, in regard to time of trying certain actions, with a favorable recommendation.

By Mr. Warren, S. B. 391, bill to validate the appointment of Trustees of Zion Methodist Church, at Haywood, N. C., with a favorable recommendation.

S. B. 400, bill to amend chapter 83 of the Laws of 1891, with a favorable recommendation.

By Mr. Travis, H. B. 274, S. B. 373, bill to correct State grant, No. 736, for Macon County, with a favorable recommendation.

H. B. 282, S. B. 322, bill to amend section 3692 of The Code, relating to collection of taxes from tax-payers removing from one county to another, with a favorable recommendation.

S. B. 215, bill to enforce the collection of rents, with an unfavorable recommendation.

By Mr. Henderson, S. B. 312, bill to amend chapter 235, Laws of 1899, with an unfavorable recommendation.

By Mr. Calvert, S. B. 323, H. B. 360, bill to amend chapter 189 of the Public Laws of 1899, with a favorable recommendation.

S. B. 412, H. B. 545, bill to amend chapter 114, Public Laws of 1895, with a favorable recommendation.

S. B. 403, H. B. 544, bill to amend chapter 17 of the Public Laws of the adjourned session of 1900, with a favorable recommendation.

S. B. 377, H. B. 214, bill to correct State grant, No. 1875, of Macon (now Swain) County, with a favorable recommendation.

By Mr. London, S. B. 87, bill regulating settlement of partnership by surviving partners, reporting amendment and recommending adoption of bill with amendments.

S. B. 424, H. B. 402, bill to amend chapter 152 of the Private Acts of the General Assembly of 1899, with a favorable recommendation.

By Mr. Ward, S. B. 401, H. B. 465, bill to validate certain execution sales, recommending it do not pass.

S. B. 349, bill to amend section 739 of The Code, recommending it do not pass.

S. B. 274, bill to amend section 1781 of The Code, in re-

gard to liens of laborers and mechanics, with a favorable recommendation.

S. B. 173, bill to pay J. S. Mann balance due him as Shell-Fish Commissioner, under the Law of 1891-'92, with a favorable recommendation.

By Mr. Webb, S. B. 342, bill to amend sections 3354 and 3357 of The Code of North Carolina, relative to the deposit of State funds and the bonding of the State Treasurer, recommending that it be referred to the Finance Committee.

The bill is so referred.

By Mr. Warren, S. B. 437, bill to amend chapter 291, Public Laws 1885, recommending it be referred to the Committee on Military Affairs.

The recommendation is adopted and the bill is so referred.

From the Committee on Propositions and Grievances:

By Mr. Brown, S. B. 368, H. B. 549, bill to prohibit the sale of liquor within one mile of certain churches in Martin and Pitt counties, with a favorable recommendation.

ENGROSSED BILLS.

Mr. Warren, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 389, a bill authorizing the School Committee of Reidsville School District, Reidsville, N. C., to issue bonds.

S. B. 343, a bill to incorporate the Rutherfordton Railroad Company.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 23, H. B. 194, an act for the relief of Peter Carver (colored), of Robeson County.

H. B. 198, S. B. 24, An act for the relief of N. H. Jones, of Robeson County.

S. B. 366, H. B. 445, An act to amend chapter 128, Private Laws of 1899.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. McIntyre, petition against stock law from White House, No. 1, Robeson County. Referred to the Committee on Propositions and Grievances.

By Mr. Henderson, petition from citizens of Rowan County for the incorporation of the town of Landis, Rowan County. Referred to the Committee on Counties, Cities and Towns.

By Mr. Justice, memorial of Davis-Lee-Dickerson Camp Confederate Veterans, of Rutherford, asking for pension for veterans. Referred to the Committee on Pensions and Soldiers' Home.

By Mr. Pinnix, petition of citizens of Person and other counties asking certain modifications of the election law. Referred to the Committee on Election Law.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Henderson, S. B. 453, bill to incorporate the town of Landis, Rowan County. Referred to the Committee on Counties, Cities and Towns.

By Mr. Miller, of Pamlico, S. R, 454. resolution to investigate the Soldiers' Home.

Ordered placed on Calendar.

By Mr. Justice, S. B. 455, bill to establish a new township in Polk County. Referred to the Committee on Counties, Cities and Towns.

By Mr. Lindsay, S. B. 456, bill authorizing the appointment of a committee to investigate the management of the North Carolina Institution of the Deaf, Dumb and Blind.

Ordered placed on Calendar.

By Mr. Foushee, S. B. 457, bill to protect farmers and merchants. Referred to the Committee on Judiciary.

By Mr. Alexander, S. B. 458, bill to encourage horticulture and to encourage the State Horticultural Society. Referred to the Committee on Agriculture.

By Mr. Lindsay, S. B. 459, bill to incorporate Ruffin High School, in Ruffin Township, Rockingham County. Referred to the Committee on Propositions and Grievances.

By Mr. Pinnix, S. B. 460, bill to appoint J V. Baggarly Trustee of Union Grove Christian Church, Davidson County, and for other purposes. Referred to the Judiciary Committee.

By Mr. Smith, S. B. 461, bill to repeal sub-sections 16, 17, 18 and 19 of section 1, Public Laws of 1899, relative to the examination of State banks. Referred to the Committee on Banks and Currency.

By Mr. Buchanan, S. B. 462, bill to establish the township line between Toe River Township and Roaring Creek Township, in Mitchell County. Referred to the Committee on Counties, Cities and Towns.

By Mr. Warren, S. B. 463, bill to incorporate the Farmers Bank of LaGrange. Referred to the Committee on Banks and Currency.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 36, H. B. 611, bill to repeal chapter 103, Private Laws of 1897. Referred to the Committee on Judiciary.

S. R. 447, H. R. 667, resolution of investigation of the amount expended for the running expenses of the Steamer Lilly for the years 1899 and 1900. Referred to the Committee on Claims.

S. B. 448, H. B. 428, bill to establish graded schools in Henderson Township, Vance County. Referred to the Committee on Education.

S. B. 409, H. B. 553, bill to incorporate the town of Merry Oaks, in Chatham County. Referred to the Committee on Counties, Cities and Towns.

S. B. 449, H. B. 669, bill to appoint R. B. Harris, H. B. Thompson, W. E. Chervault and Daniel Roseboro Justices of the Peace for Rowan County.

Placed on Calendar.

S. B. 450, H. B. 422, bill to incorporate the South and Western Railway Company. Referred to the Committee on Railroads and Railroad Commission.

S. B. 451, H. B. 91, bill to appoint A. L. Lyman a Justice of the Peace for New Light Township, Wake County. Referred to the Committee on Justices of the Peace.

S. B. 452, H. B. 643, bill concerning the Asheville and Spartanburg Railway Company, and authorizing that company to buy or lease or be leased by any railroad in the State of South Carolina, to consolidate or be consolidated with any railroad company owning or operating a railway or railways in the State of South Carolina. Referred to the Committee on Railroads and Railroad Commission.

S. B. 464, H. B. 732, bill to amend the act ratified January 26, 1901, for the relief of W. T. Cross, Clerk of the Superior Court of Gates County.

Ordered placed on Calendar.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 224, bill to allow alimony in cases of divorce *a vinculo matrimonii*, upon third reading.

The bill passes third reading, and is ordered engrossed.

S. B. 180, bill to incorporate the town of Jonesville, in the county of Yadkin, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Buchanan, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Wood—36.

S. B. 268, H. B. 204, bill to amend chapter 40, Private Laws 1891, entitled, An act to revise and consolidate the charter of the town of Salem, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Morrison, Pinnix, Scott, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Webb, Wood—35.

S. B. 271, H. B. 148, bill to change the name of Union City to Ashpole and to amend the charter thereof, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long,

Marshall, McAllister, McIntyre, McNeill, Morrison, Pinnix, Scott, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Webb, Wood—36.

S. B. 283, H. B. 21, bill to pay indebtedness on new jail and other indebtedness in Graham County, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Morrison, Robeson, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Warren, Webb, Wood—37.

S. B. 289, H. B. 213, bill to authorize the County Commissioners of Macon County to purchase lands upon which to build a home for the aged and infirm, and to levy a special tax to pay for same, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Warren, Webb, Wood—39.

S. B. 299, bill to incorporate Winterville High School, Pitt County, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy,

Glenn, Henderson Justice, Leak, Lindsay, London, Long, Marshall, McIntyre, McNeill, Michael, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Warren, Webb, Wood—39.

S. B. 308, bill to permit the Commissioners of Hertford County to levy a special tax, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood—40.

S. B. 331, H. B. 147, bill to establish graded schools in the town of Enfield, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—42.

S. B. 356, H. B. 288, bill to authorize the Commissioners of Jackson County to levy a special tax, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Dula, Foushee, Foy, Glenn,

Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McIntyre, McNeill, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—39.

S. B. 359, H. B. 317, bill to allow the city of High Point to issue bonds, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—40.

S. B. 360, H. B. 330, bill to amend the charter of the town of Cherryville, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—41.

S. B. 361, H. B. 334, bill to incorporate the town of Wingate, Union County, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long,

Marshall, McAllister, McIntyre, McNeill, Michael, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—41.

S. B. 363, bill to authorize the Board of County Commissioners of Stokes County to levy a special tax, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—40.

S. B. 375, H. B. 81, bill to incorporate East Spencer, of Rowan County, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—40.

S. B. 364, H. B. 358, bill to empower the Commissioners of Swain County to levy a special tax for the purpose of building an iron bridge at Whittier, N. C., upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—41.

S. B. 388, bill to authorize any city or town along the line of the Great Eastern Railway to subscribe to the capital stock of the Great Eastern Railway Company and other purposes, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Calvert, Candler, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Pamlico, Pinnix, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb—32.

S. B. 390, bill to establish graded schools in the town of Greenville, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood—39.

S. B. 395, bill to authorize the city of Raleigh to issue bonds for public improvements and to levy a special tax, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Buchanan, Calvert, Candler, Dula, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Morrison, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Webb, Wood—33.

S. B. 421, H. B. 297, bill to incorporate the town of Rose Hill, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—42.

S. B. 425, H. B. 139, bill to incorporate the town of Mapleton, Hertford County, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—41.

S. B. 426, H. B. 374, bill to authorize the Mayor and Board of Aldermen of Waynesville to issue bonds, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—42.

S. B. 427, H. B. 564, bill to enable the city of Charlotte to fund part of its floating indebtedness and to authorize the city to levy taxes to meet the same, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Morrison, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Warren, Webb, Wood—38.

S. B. 428, H. B. 551, bill to authorize the Commissioners of Franklin County to issue bonds for the purpose of paying for the construction of a steel bridge across Tar River at Louisburg, and for other purposes, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—41.

S. B. 429, H. B. 406, bill to allow the Mayor and Town

Commissioners of Graham, Alamance County, to issue bonds for a system of water-works, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—41.

S. B. 430, H. B. 450, bill to authorize the corporation of Marion, N. C., to establish and operate a system of water-works and sewerage and to issue bonds therefor, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—40.

SPECIAL ORDER.

The election of a State Librarian being a special order for this hour—12 o'clock—the President declares nominations in order for State Librarian.

Mr. Arrington places in nomination for State Librarian Mr. Miles O. Sherrill, of the county of Catawba.

The President appoints Messrs. Smith and Webb as tellers on the part of the Senate.

The roll of Senators is called.

The tellers make the following report:

We, the undersigned tellers, on the part of the Senate, report that the following Senators have voted for Mr. Miles O. Sherrill for State Librarian:

Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood —38.

Respectfully,

ALLEN K. SMITH,
E. Y. WEBB,
*Tellers.*

THE CALENDAR

is resumed.

S. B. 397, bill to incorporate the Richmond County Savings Bank, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 173, bill to pay J. S. Mann balance due him as salary as Shell-Fish Commissioner, under the Laws of 1891-'93, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 247, bill to amend chapter 28, Laws of 1899, upon second reading.

The substitute reported by the committee is adopted, and the bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 210, H. B. 109, bill for the appointment of Justices of the Peace for Rockingham County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 464, H. B. 732, bill to amend the act ratified January 26, 1901, for the relief of W. T. Cross, Clerk of the Superior Court of Gates County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 284, H. B. 18, bill to regulate the working of convicts in Pasquotank County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 288, H. B. 217, bill to authorize the Commissioners of Halifax County to use funds derived from the sale of bonds under Acts of 1899, chapter 535, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 297, H. B. 141, bill to amend Code, section 984, so as to allow defendants to appeal in peace warrant cases, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 446, H. B. 681, bill to change the name of the Louise Yarn Mills, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 298, H. B. 182, bill to prevent the sale and manufacture of liquor within two miles of the Mary Stewart School-House, in Harnett County, upon second reading.

The amendment reported by the committee is adopted. The bill as amended passes second and third readings, and is ordered engrossed.

S. B. 301, bill to establish the office of Treasurer of Surry County, upon second reading.

Mr. Webb offers a substitute.

Upon the adoption of the substitute, Mr. Sugg calls for the ayes and noes.

The call is sustained.

The substitute is adopted, ayes 26, noes 5, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Dula, Foushee, Foy, Glenn, Lindsay, Long, Marshall, McIntosh, McNeill, Michael, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Travis, Webb—26.

Those voting in the negative are: Messrs. Henderson, Sugg, Ward, Warren, Wood—5.

Mr. Calvert announces that he and Mr. London are paired; that if not paired, Mr. London would vote no, and he would vote aye.

The bill passes second reading.

S. B. 432, H. B. 639, bill to authorize the Commissioners of Iredell County to lease, hire out and work the convict force in said county on public and private property, upon second reading.

Mr. Stikeleather moves to amend,

By adding at the end of section 1:

"That the convict force mentioned in this act shall mean all prisoners sentenced to work on the public roads of Iredell County by the courts of Iredell and other counties."

The amendment is adopted.

The bill as amended passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. Long, the Senate adjourns until 10:30 o'clock to-morrow.

## TWENTY-SECOND DAY.

SENATE CHAMBER, February 2, 1901.

The Senate meets pursuant to adjournment.

Prayer by Mr. Broughton.

Upon motion of Mr. McIntyre, reading of the Journal of yesterday is dispensed with and the same stands approved.

Leave of absence is granted as follows:

To Mr. Long until Tuesday.

To Mr. Foy until Thursday.

To Mr. Justice until Tuesday.

To Mr. Calvert until Tuesday.

To Mr. McNeill for Monday.

To Mr. Henderson for Monday.

To Mr. Woodard from Monday until Thursday.

To Mr. Vann until Wednesday.

To Mr. Thomas for Monday and Tuesday.

To Mr. Webb for Monday.

### MESSAGE FROM THE GOVERNOR.

A message is received and read from his Excellency the Governor, Charles B. Aycock, transmitting the second annual report of the Corporation Commission.

The President announces the appointment of Mr. Warren on the Committee on Shell Fish.

### REPORTS OF COMMITTEES.

Reports of committees are submitted as follows:

From the Committee on Railroads and Railroad Commission:

By Mr. Brown, S. B. 441, bill to authorize and enable the Norfolk and Western Railway Company to locate, construct

and operate extensions and branches of its lines within the State of North Carolina, with a favorable recommendation.

By Mr. London, S. B. 452, H. B. 643, bill concerning the Asheville and Spartanburg Railroad Company and authorizing that company to buy or lease, or to be leased, by any railroad in the State of South Carolina, to consolidate, or to be consolidated with, any railroad company owning or operating a railway or railways in the State of South Carolina, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Henderson, S. B. 460, bill to appoint J. V. Baggersly Trustees of the Union Grove Christian Church, Davie County, and for other purposes, with a favorable recommendation.

S. B. 311, bill providing for the sale of property by executors and administrators in certain cases, recommending it do not pass.

By Mr. McIntyre, S. B. 372, H. B. 43, bill to regulate the cost of claim and delivery, recommending it do not pass.

By Mr. Currie, S. B. 36, H. B. 611, bill to repeal chapter 103, Private Laws of 1897, reporting for concurrence or nonconcurrence in the House amendment.

By Mr. Foushee, S. B. 317, H. B. 309, bill to amend chapter 157, Laws of 1899, recommending it be referred to the Committee on Propositions and Grievances.

The recommendation is adopted, and the bill is so referred.

From the Committee on Banks and Currency:

By Mr. Smith, S. B. 463, bill to incorporate the Farmers Bank, of LaGrange, with a favorable recommendation.

By Mr. Lindsay, S. B. 443, bill to incorporate the Charlotte Savings Bank, with a favorable recommendation.

S. B. 435, bill to amend the charter of the Morehead Banking Company, of Durham, N. C., with a favorable recommendation.

S. B. 436, bill to amend the charter of the Dime Savings

Bank, of Raleigh, chapter 279, Private Laws of 1895, with a favorable recommendation.

S. B. 393, bill to amend chapter 70, Private Laws of 1885, as amended by chapter 13 of the Private Laws of 1887, the charter of the Fidelity Bank, of Durham, reporting amendment and recommending adoption of bill with amendment.

By Mr. Leak, S. B. 445, bill to incorporate the Farmers Bank, of Rockingham, N. C., with a favorable recommendation.

S. B. 461, bill to repeal subsections 16, 17, 18 and 19 of section 1, Public Laws 1899, relative to the examination of State Banks, with a favorable recommendation.

From the Committee on Fish and Fisheries:

By Mr. Ward, S. B. 415, H. B. 587, bill to protect fish in Haywood County, with a favorable recommendation.

By Mr. Warren, S. B. 414, H. B. 605, bill to prohibit the dredging of clams in Carteret County, with a favorable recommendation.

From the Committee on Justices of the Peace:

By Mr. Scott, S. B. 206, H. B. 68, bill appointing additional Justices of the Peace for Catawba County, with a favorable recommendation.

S. B. 315, H. B. 261, bill to appoint certain persons Justices of the Peace in Rutherford County, with a favorable recommendation.

S. B. 316, H. B. 525, bill to appoint J. L. Philpot a Justice of the Peace, with a favorable recommendation.

S. B. 209, H. B. 106, bill to appoint R. S. Williams a Justice of the Peace for Oak Ridge Township, with a favorable recommendation.

S. B. 330, H. B. 252, bill to appoint W. S. Uzzle a Justice of the Peace for Moseley Hall Township, and Wiley T. Moseley a Justice of the Peace for Vance Township, Lenoir County, with a favorable recommendation.

S. B. 451, H. B. 91, bill to appoint A. L. Lyman a Justice

of the Peace for New Light Township, Wake County, with a favorable recommendation.

From the Committee on Education:

By Mr. McIntyre, S. B. 118, bill to create a State Text-Book Commission and to procure for use in the public free schools in this State a uniform series of text-books; to define the duties and powers of said commission and other officers, reporting a substitute and recommending adoption of the substitute.

From the Committee on Propositions and Grievances

By Mr. Brown, memorial of J. M. Johnson, recommending it be referred to the Committee on Penal Institutions.

The recommendation is adopted, and the memorial is so referred.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 224, a bill to allow alimony in cases of divorce *a vinculo matrimonii*. Substitute and amended.

S. B. 298, H. B. 182, a bill to prevent the sale and manufacture of liquors within three (3) miles of the Mary Stewart School-House, in Harnett County. Amended.

S. B. 173, a bill to pay J. S. Mann the balance due him as salary as Shell-Fish Commissioner, under the Laws of 1891-'93.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 222, H. B. 578, An act to amend chapter 262, Public Laws of 1885.

S. B. 332, H. B. 370, An act for the relief of Miss Mary Glass, of Caswell County.

S. B. 446, H. B. 681, An act to change the name of Louise Yarn Mills.

S. B. 297, H. B. 141, An act to allow defendants in peace warrant cases to appeal to the Judge holding the Court when the appeal shall be heard by the Judge, to amend section 894 of The Code.

S. B. 464, H. B. 732, An act to amend the act ratified on the 26th day of January, 1901, for the relief of W. T. Cross, Clerk of the Superior Court of Gates County.

S. B. 210, H. B. 109, An act for the appointment of Justices of the Peace for Rockingham County.

S. B. 257, H. B. 171, An act for the relief of G. F. Garner, white school teacher, in Randolph County.

S. B. 119, H. B. 325, An act for the relief of Robert N. McNeill.

S. B. 288, H. B. 217, An act to authorize the Commissioners of Halifax County to use the surplus funds derived from the sale of bonds under Acts of 1899, chapter 535.

S. B. 58, H. B. 251, An act to amend chapter 86 of the Laws of 1887, in relation to the public schools of the city of Durham.

S. B. 51, H. B. 626, An act to amend chapter 581 of the Public Laws of 1899.

S. B. 214, H. B. 576, An act to amend chapter 273 of Acts of 1899.

S. B. 284, H. B. 18, An act to regulate the working of convicts in Pasquotank County.

S. B. 221, H. B. 620, An act to amend the charter of the Methodist Orphanage.

S. B. 84, H. B. 532, An act to amend chapter 435, Public Laws of 1899, relating to fishing in Neuse River.

S. B. 220, H. B. 577, An act to allow Bryan Buck, a one-armed Confederate soldier, to peddle without license.

S. B. 345, H. B. 612, An act to increase the license tax for retailing liquors in the city of Greensboro.

S. B. 196, H. B. 574, An act to amend the school law of Person County.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. McIntyre, petition from citizens of Lumberton. Referred to the Committee on Propositions and Grievances.

By Mr. Pinnix, petition from citizens asking certain modifications of the election law. Referred to the Committee on Election Law.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 465, H. B. 711, bill to prevent the running at large of live stock in the county of Robeson. Referred to the Committee on Propositions and Grievances.

S. B. 466, H. B. 455, bill in regard to Trustees of Colored Normal School at Goldsboro. Referred to Committee on Education.

S. B. 467, H. B. 492, bill to establish Epsom High School District, in Vance County. Referred to the Committee on Education.

S. B. 468, H. B. 253, bill to appoint Justices of the Peace and Constables in Williams Township, Chatham County. Referred to the Committee on Justices of the Peace.

S. B. 469, H. B. 712, bill to incorporate the Asheville Wood-Working Company. Referred to the Committee on Corporations.

S. B. 470, H. B. 485, bill for the relief of Laura B. Daniel, of Nash County. Referred to the Committee on Propositions and Grievances.

S. B. 471, H. B. 628, bill to authorize Macon County to subscribe to the capital stock of the Blue Ridge and Atlantic Railway Company. Referred to the Committee on Counties, Cities and Towns.

S. B. 472, H. B. 660, bill to incorporate the Chapel Hill Investment Company. Referred to the Committee on Corporations.

S. B. 473, H. B. 599, bill to incorporate the Blue Ridge and Atlantic Railway Company. Referred to the Committee on Railroads and Railroad Commission.

S. B. 488, H. B. 57, bill to appoint Iredell Hilliard a Justice of the Peace for Monroe Township, Union County. Referred to the Committee on Justices of the Peace.

S. B. 489, H. B. 206, bill to more effectually protect schools and religious gatherings in Ashe County. Referred to the Committee on Education.

S. B. 490, H. B. 74, bill to provide for the celebration of North Carolina Day in the public schools. Referred to the Committee on Education.

S. B. 491, H. B. 82, bill to amend chapter 397, Acts of 1897. Referred to the Judiciary Committee.

S. B. 492, H. B. 405, bill to authorize the Commissioners of Scotland County to issue bonds to purchase sites for and build a court-house, jail and home for aged and infirm. Referred to the Committee on Counties, Cities and Towns.

S. B. 493, H. B. 384, bill to authorize Leicester Township, in Buncombe County, to subscribe stock. Referred to the Committee on Counties, Cities and Towns.

S. B. 494, H. B. 709, bill to make the Bishop in the Protestant Episcopal Church, in the Diocese of East Carolina a corporation sole. Referred to the Committee on Corporations.

S. B. 495, H. B. 283, bill to appoint Rufus Amis a Justice of the Peace for Oak Hill Township, Granville County. Referred to the Committee on Justices of the Peace.

S. B. 496, H. B. 687, bill to place the State's oyster steamer Lilly in the custody of the Governor.

Upon motion of Mr. Ward, the bill is placed on Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS.

By Mr. McIntyre, S. B. 474, bill in relation to the Croatan Normal School in Robeson County. Referred to the Committee on Appropriations.

S. B. 475, bill to amend chapter 215, Private Laws of 1899, relating to the town of Lumberton. Referred to the Committee on Proposition and Grievances.

S. B. 476, bill to incorporate the town of Parkton, in the county of Robeson. Referred to the Committee on Counties, Cities and Towns.

By Mr. London, S. B. 477, bill to refund certain taxes in Chatham. Referred to the Judiciary Committee.

By Mr. McIntyre, S. B. 478, bill to amend section 2148 of The Code in regard to the probate of wills. Referred to the Judiciary Committee.

By Mr. Foushee, S. B. 479, bill to amend section 768 of The Code, relative to County Treasurer. Referred to the Judiciary Committee.

By Mr. Travis (by request), S. B. 480, bill to amend section 17, chapter 235, Laws of 1899, relative to the probate of deeds and other instruments. Referred to the Judiciary Committee.

S. B. 481, bill to incorporate the town of Chockeyotte. Referred to the Committee on Counties, Cities and Towns.

By Mr. Miller of Pamlico, S. B. 282, bill to prohibit non-residents to engage in the exportation or sale of fish or clams without first obtaining a license therefor. Referred to the Committee on Fish and Fisheries.

By Mr. Buchanan, S. B. 683, bill to protect telephone lines. Referred to the Committee on Corporations.

By Mr. Glenn, S. B. 484, bill for the relief of J. H. Gilmer, ex-Sheriff and Tax Collector of Guilford County. Referred to the Committee on Propositions and Grievances.

By Mr. Lindsay, S. B. 485, bill to allow Sheriff of Rockingham County to pay J. W. Weatherly a school claim. Referred to the Committee on Education.

By Mr. Smith, S. B. 486, bill to establish graded schools in the town of Selma. Referred to the Committee on Education.

By Mr. Leak, S. B. 487, bill to incorporate the Yadkin Falls Electric Company. Referred to the Committee on Corporations.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 180, bill to incorporate the town of Jonesville, in the county of Yadkin, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Candler, Crisp, Currie, Dula, Glenn, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Smith, Stikeleather, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—30.

The bill is ordered engrossed.

S. B. 268, H. B. 204, bill to amend chapter 40, Private Laws 1891, entitled, An act to revise and consolidate the charter of the town of Salem, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Foushee, Glenn, Henderson, Leak, Lindsay,

London, Marshall, McIntyre, Pinnix, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—30.

The bill is ordered enrolled.

S. B. 271, H. B. 148, bill to change the name of the town of Union City to Ashpole, and to amend the charter thereof, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntyre, Michael, Pinnix, Scott, Smith, Stikeleather, Stringfield, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard —33.

The bill is ordered enrolled.

S. B. 283, H. B. 21, bill to pay indebtedness on new jail and other indebtedness in Graham County, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Candler, Crisp, Currie, Dula, Foushee, Glenn, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntyre, Michael, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—35.

The bill is ordered enrolled.

S. B. 289, H. B. 213, bill to authorize the County Commissioners of Macon County to purchase lands upon which to build a house for the aged and infirm, and to levy a special tax to pay for same, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Crisp, Currie, Dula, Foushee, Glenn, Henderson, Leak, Lindsay, London, McIntyre, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—29.

The bill is ordered enrolled.

S. B. 299, H. B. 187, bill to incorporate Winterville High School, Pitt County, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—36.

The bill is ordered enrolled.

S. B. 308, bill to permit the Commissioners of Hertford County to levy a special tax, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—35.

The bill is ordered engrossed.

S. B. 331, H. B. 147, bill to establish graded schools in the town of Enfield, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 356, H. B. 288, bill to authorize the Commissioners of Jackson County to levy a special tax, upon third reading

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 359, H. B. 317, bill to allow the city of High Point to issue bonds, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—36.

The bill is ordered enrolled.

S. B. 360, H. B. 330, bill to amend the charter of the town of Cherryville, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—35.

The bill is ordered enrolled.

S. B. 361, H. B. 334, bill to incorporate the town of Wingate, Union County, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—36.

The bill is ordered enrolled.

S. B. 363, H. B. 348, bill to authorize the Board of County Commissioners of Stokes County to levy a special tax, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—37.

The bill is ordered enrolled.

S. B. 364, H. B. 358, bill to empower the Commissioners of Swain County to levy a special tax for the purpose of

building an iron bridge at Whittier, N. C., upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—37.

The bill is ordered enrolled.

S. B. 375, H. B. 81, bill to incorporate East Spencer, of Rowan County, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 388, bill to authorize any city along the line of the Great Eastern Railway to subscribe to the capital stock of the Great Eastern Railway Company, and other purposes, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith,

Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered engrossed.

S. B. 390, bill to establish graded schools in the town of Greenville, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered engrossed.

S. B. 395, bill to authorize the city of Raleigh to issue bonds for public improvements, and to levy a special tax, upon third reading.

The bill passes its third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered engrossed.

S. B. 421, H. B. 297, bill to incorporate the town of Rose Hill, upon third reading.

The bill passes its third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIn-

tosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 425, H. B. 139, bill to incorporate the town of Mapleton, Hertford County, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 426, H. B. 374, bill to authorize the Mayor and Board of Aldermen of Waynesville to issue bonds to construct water-works and sewerage, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 427, H. B. 564, bill to enable the city of Charlotte to fund part of its floating indebtedness and to authorize the city to levy taxes to meet the same, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Candler,

Crisp, Currie, Dula, Foushee, Glenn, Henderson, Leak, Lindsay, London, Marshall, McIntosh, McIntyre, Michael, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—32.

The bill is ordered enrolled.

S. B. 428, H. B. 551, bill to authorize the Commissioners of Franklin County to issue bonds for the purpose of paying for the construction of a steel bridge across Tar River, at Louisburg, and for other purposes, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 429, H. B. 406, bill to allow the Mayor and Town Commissioners of Graham, Alamance County, to issue bonds for a system of water-works, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 430, H. B. 450, bill to authorize the corporation of Marion, N. C., to establish and operate a system of water-

works and sewerage, and to issue bonds therefor, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 152, bill to incorporate the Southern Manufacturers' Mutual Insurance Company, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 87, bill regulating settlement of partnerships by surviving partners, upon second reading.

The amendment reported by the committee is adopted. The bill passes second and third readings, and is ordered engrossed.

S. B. 215, bill to enforce the collection of rents, upon second reading.

On motion of Mr. Henderson, the bill is re-referred to the Judiciary Committee.

S. B. 259, H. B. 154, bill to incorporate the Robeson County Loan and Trust Company, upon second reading.

The amendment reported by the committee is adopted. The bill passes second and third readings, and is ordered engrossed.

S. B. 327, H. B. 333, bill to amend chapter 360, Public Laws of 1899, with reference to hunting in the county of Wilkes, upon second reading.

Mr. Dula (by request), offers a substitute.

The substitute is adopted.

The bill passes second and third readings, and is ordered engrossed.

S. B. 456, bill authorizing the appointment of a committee to investigate the management of the North Carolina Institution of Deaf, Dumb and Blind, upon second reading.

The bill passes second reading, and, on motion, is referred to the Committee on Deaf, Dumb and Blind.

S. B. 274, bill to amend section 1781 of The Code, in regard to liens of laborers and mechanics, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 278, bill to amend section 258 of The Code, relative to the verification of pleadings by a corporation, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 276, bill to amend section 208 of The Code of North Carolina, in regard to time of trying certain cases, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 304, bill to amend chapter 184, section 3, of the Public Laws of 1870 and 1871, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 312, bill to amend chapter 235, Laws of 1899, upon second reading.

On motion of Mr. Henderson, the bill is tabled.

S. B. 320, H. B. 287, bill to authorize the Board of School Directors of Jackson County to pay certain school claims, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 322, bill to amend section 3692 of The Code, relating

to collection of taxes from tax-payers moving from one county to another, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 323, H. B. 360, bill to amend chapter 189, Public Laws of 1899, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 324, H. B. 23, bill to allow the County Commissioners of Craven County extra pay, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 326, H. B. 272, bill for the relief of Sheriffs and Tax Collectors, upon second reading.

The amendment reported by the committee is adopted. The bill passes second and third readings, and is ordered engrossed.

S. B. 329, H. B. 318, bill to amend charter of High Point, chapter 238, Laws of 1891, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 335, H. B. 327, bill to change the county line between the counties of Buncombe and Madison, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 336, H. B. 410, bill to amend chapter 621, Laws of 1899, by adding the name of Willie E. Copeland to list of teachers to be paid, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 340, H. B. 378, bill to amend the charter of Dallas, in Gaston County, North Carolina, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 349, bill to amend section 739 of The Code, upon second reading.

Upon motion of Mr. Henderson, the bill is tabled.

S. B. 368, H. B. 549, bill to prohibit the sale of liquors and other matters within one mile of certain churches in Martin and Pitt counties, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 370, H. B. 257, bill to incorporate the Fruitland Institute, in Henderson County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 373, H. B. 274, bill to correct State Grant, No. 736, for Macon County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 377, H. B. 214, bill to correct State Grant, No. 1875, of Macon (now Swain) County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 391, bill to validate the appointment of Trustees of Zion African Methodist Church, at Haywood, N. C., upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 400, H. B. 446, bill to amend chapter 83, Laws of 1891, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 401, H. B. 465, bill to validate certain execution sales, upon second reading.

Bill fails to pass.

S. B. 412, H. B. 545, bill to amend chapter 114, Public Laws of 1895, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 402, H. B. 543, bill to incorporate Valleytown Cemetery, in Cherokee County, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 403, H. B. 544, bill to amend chapter 17 of the Public Laws of the adjourned session 1900, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 406, H. B. 491, bill to change the line between Wentworth and New Bethel townships, in Rockingham County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 407, H. B. 241, bill to amend the charter of the town of Weldon, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 408, H. B. 240, bill to change the boundary line between Cherry Lane and Gap Civil townships, in Alleghany County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 418, H. B. 425, bill to allow removal of cases from Mayor to Mayor *pro tem.,* upon second reading.

Upon motion of Mr. Henderson, the bill is re-referred to the Judiciary Committee.

S. B. 438, bill to provide for the service of process in certain cases, upon second reading.

Upon motion of Mr. Henderson, the bill is tabled.

S. B. 449, H. B. 669, bill to appoint R. B. Harris, H. B. Thompson, W. E. Clenault and Daniel Roseboro Justices of the Peace for Rowan County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 443, bill to incorporate the Charlotte Savings Bank, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. R. 454, resolution to investigate the Soldiers' Home, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 496, H. B. 687, bill to place the State oyster steamer Lilly in the custody of the Governor, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

ELECTION OF STATE LIBRARIAN.

Tellers for the Senate and House of Representatives make the following report on the election of State Librarian:

We, the undersigned joint tellers for the Senate and House of Representatives, report that in an election of February 1, 1901, for State Librarian, Miles O. Sherrill received 66 votes in the House of Representatives, there being none against him in that body; and in the Senate the said Miles O. Sherrill received 38 votes and none against him. The said Miles O. Sherrill, therefore, received in both bodies one hundred and four votes.

E. Y. Webb,
Allen K. Smith,
*Tellers on the Part of the Senate.*
Wescott Robeson,
R. H. Zachary,
*Tellers on the Part of House of Representatives.*

Miles O. Sherrill is declared duly elected State Librarian for the term of two years.

Mr. Brown offered the following resolution:

"*Resolved,* That a committee of three be appointed to in-

quire as to the requisite number of employees for the Senate and report to the President with recommendations."

Resolution is adopted.

The President appoints as said committee, Messrs. Brown, Alexander, Glenn.

S. B. 118, bill to create a State Text-Book Commission and to procure for use in the public free schools of this State a uniform series of text-books; to define the duties and powers of said commission and other officers.

On motion of Mr. Aycock, the bill is placed on its immediate passage.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

On motion of Mr. McIntyre, the Senate adjourns until Monday at 11o'clock.

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## TWENTY-THIRD DAY.

SENATE CHAMBER, February 4, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. A. A. Marshall.

Upon motion of Mr. McIntyre, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Miller, of Caldwell, until Tuesday.

To Mr. Pinnix, indefinitely.

To Mr. Warren, until Tuesday.

To Mr. Morrison, for Monday and Tuesday.

To Mr. London, for to-day.

To Mr. Leak, for Monday and Tuesday.

To Mr. Bray, for to-day.

To Mr. Foushee, until Tuesday.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Dula:

S. B. 476, bill to incorporate the town of Parkton, in the county of Robeson, with a favorable recommendation.

S. B. 481, bill to incorporate the town of Chockeyotte, with a favorable recommendation.

H. B. 553, S. B. 409, bill to incorporate the town of Merry Oaks, Chatham County, with a favorable recommendation.

S. B. 462, bill to establish the township line between Toe River Township and Roaring Creek Township, in Mitchell County, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. Morton, S. B. 239, bill to authorize the Seaboard Air Line Railway, successor to the Richmond, Petersburg and Carolina Railroad Company, to possess and exercise the powers conferred upon it by the States of North Carolina and Virginia, and to authorize leases, purchases and consolidations between it and other railroad and transportation companies.

The Committee reports amendments, and recommends the adoption of the bill with amendments.

A minority report excepts as to one of the amendments recommended by the majority.

By Mr. Sugg, H. B. 384, S. B. 493, bill to authorize Leicester Township, in Buncombe County, to subscribe stock, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Sugg:

H. B. 405, S. B. 492, bill to authorize the Commissioners of Scotland County to issue bonds to purchase sites for and build a court-house, jail, and house for aged and infirm, with a favorable recommendation.

S. B. 471, H. B. 628, bill to authorize Macon County to subscribe to the capital stock of the "Blue Ridge and Atlantic Railway Company," with a favorable recommendation.

By Mr. Smith:

S. B. 431, H. B. 582, bill to allow the Board of County Commissioners of Wilson County to issue bonds to improve the court-house and other public property in Wilson County, with a favorable recommendation.

S. B. 444, bill to amend chapter 169, Laws of 1899, relating to the compensation of the Commissioners of Washington County, with a favorable recommendation.

S. B. 455, bill to establish a new township in Polk County, with a favorable recommendation.

From the Committee on Fish and Fisheries:

By Mr. Ward, H. B. 126, S. B. 285, bill to repeal section 2, chapter 440, of the Public Laws of 1899, in regard to fishing in certain waters in New Hanover County, with a favorable recommendation.

From the Committee on Deaf, Dumb and Blind Institutions:

By Mr. James, S. B. 456, bill authorizing the appointment of a committee to investigate the management of the North Carolina Institution for the Deaf and Dumb and the Blind, with a favorable recommendation.

From the Committee on Military Affairs:

By Mr. Glenn:

S. B. 248, bill concerning the welfare of the Wilmington Light Infantry and the Wilmington Division of the North Carolina Naval Brigade, with a favorable recommendation.

S. B. 437, bill to amend chapter 291, Public Laws of 1885, with a favorable recommendation.

COMMUNICATION FROM PRESIDENT M'IVER, OF THE STATE NORMAL AND INDUSTRIAL COLLEGE.

A communication is received from Charles D. McIver, President of the State Normal and Industrial College, transmitting a list of employes and salaries of the State Normal and Industrial College.

Referred to Committee on Education.

The President lays before the Senate a communication from Hal W. Ayer, late State Auditor, transmitting a statement of the specific and contingent appropriations to the Auditor's Department.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 326, H. B. 272, bill for the relief of Sheriffs and Tax Collectors. Amended.

S. B. 278, bill to amend section 258 of The Code, relative to the verification of pleadings by a corporation.

S. B. 308, bill to permit the Commissioners of Hertford County to levy a special tax.

S. B. 180, bill to incorporate the town of Jonesville, in the county of Yadkin. Amended.

S. B. 276, bill to amend section 208 of The Code of North Carolina, in regard to the time of trying certain actions.

S. B. 304, bill to amend chapter 184, section 3, of the Public Laws of Session 1870-1871,

S. B. 388, bill to authorize any city or town along the line of the Great Eastern Railway to subscribe to the capital stock of the Great Eastern Railway Company, and other purposes.

S. R. 454, resolution to investigate Soldier's Home.

S. B. 274, bill to amend section 1781 of The Code, in regard to liens of laborers and mechanics.

S. B. 391, bill to validate the appointment of trustees of Zion Methodist Church, at Haywood, N. C.

S. B. 327, H. B. 333, bill to amend chapter 360, Public Laws of 1899, with reference to hunting in the county of Wilkes. Substitute.

S. B. 259, H. B. 154, bill to incorporate Robeson County Loan and Trust Company.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of the Secretary of State:

S. B. 496, H. B. 687, An act to place the State oyster Steamer Lilly in the custody of the Governor.

S. B. 350, H. B. 665, An act to incorporate the Piedmont and Alleghany Railroad Company.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Marshall, petitions of certain citizens of Surry for the relief of certain ex-Confederate soldiers of said county. Referred to the Committee on Pensions and Soldiers' Home.

By Mr. Marshall, petition of citizens of Montgomery County, asking certain modifications of the election law. Referred to Committee on Election Law.

By Mr. Marshall, petition of citizens of Surry County, asking certain modifications of the election law. Referred to Committee on Election Law.

MESSAGES FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 555, S. B. 497, bill to amend chapter 109, of the Laws of 1895, for the protection of birds in Montgomery County.

H. B. 682, S. B. 498, bill to prohibit hunting on lands in Alleghany County without written consent of owner.

H. B. 557, S. B. 499, bill to prohibit the killing of deer in Montgomery County.

H. B. 686, S. B. 500, bill to amend section 2222 of The Code.

H. B. 722, S. B. 501, bill to authorize the County Treasurer of Sampson County to pay Miss Mary E. Thornton, out of the public school money of District No. 3, for white race, of Mingo Township, $42.00.

H. B. 526, S. B. 502, bill to prohibit the hunting with dogs or guns upon the land of another in Mt. Gilead Township, in Montgomery County, without written consent of owner.

H. B. 609, S. B. 503, bill to prohibit the throwing of saw dust into certain streams of Yancey County.

H. B. 720, S. B. 504, bill to provide for the payment of certain school claims in Transylvania County.

H. B. 595, S. B. 505, bill to amend chapter 173, Laws of 1895, entitled An act to protect the cutters and sellers of mill logs in Hyde, Pamlico and Onslow counties.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Morton, S. B. 506, bill to permit the Commissioners of New Hanover County to dispose of the old court-house and lot. Referred to Committee on Counties, Cities and Towns.

By Mr. Scott, S. R. 507, joint resolution relating to the Department of Agriculture. Referred to the Committee on Agriculture.

By Mr. Morton, S. B. 508, bill to amend the charter of the town of Southport, in Brunswick County. Referred to Committee on Counties, Cities and Towns.

S. B. 509, bill to amend the charter of the town of Southport, Brunswick County. Referred to Committee on Counties, Cities and Towns.

S. B. 510, bill to grant further time to the Wilmington and Southern Railway Company for the commencement of its construction. Referred to Committee on Railroads and Railroad Commissions.

By Mr. Miller, of Pamlico, S. B. 511, bill to amend chapter 17, Public Laws 1899. Referred to Judiciary Committee.

By Mr. London, S. B. 512, bill to punish certain officers failing to discharge their official duties. Referred to Judiciary Committee.

Mr. Speight introduces the following resolution:

"*Resolved,* That the Board of Public Buildings are hereby authorized and directed to properly ventilate the Senate Chamber, and to pay for same out of funds appropriated for the use and preservation of public buildings."

The resolution is adopted.

By Mr. Scott, S. B. 514, bill to amend section 1858 of The Code. Referred to Judiciary Committee.

By Mr. Marshall, S. B. 515, bill for the relief of Jule Reese, I. T. Davenport, Jesse Grubbs, Benj. McRoberts, Eben Edwards, George Lawrence, ex-Confederates of Surry County. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Ward, S. B. 516, bill to prohibit the sale of liquor within one mile of Phillippi Church, in Washington County. Referred to Committee on Propositions and Grievances.

S. B. 517, bill to incorporate the town of Washington. The bill is ordered placed on the Calendar.

By Mr. Arrington, S. B. 518, bill for the relief of Williams Gay, of Edgecombe County. Referred to the Committee on Propositions and Grievances.

By Mr. Lindsay, S. B. 519, bill for the relief of David M. Malloy, an ex-Confederate soldier, of Rockingham County. Referred to the Committee on Pensions and Soldiers' Home.

Mr. Smith asks permission to withdraw S. B. 396, bill to establish a dispensary at Benson, N. C. Permission is granted and the bill is withdrawn.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 301, bill to establish the office of Treasurer of Surry County, upon third reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 36, H. B. 611, bill to repeal chapter 103, Private Laws of 1897, upon concurrence in amendment by the House of Representatives.

Upon motion of Mr. Morton, the Senate concurs in the House amendments, and the bill passes third reading, and is ordered enrolled.

H. B. 68, S. B. 206, bill appointing additional Justices of the Peace for Catawba County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 106, S. B. 209, bill to appoint R. S. Williams Justice of the Peace for Oak Ridge Township, Guilford County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 311, bill to provide for the sale of property by ex-

ecutors and administrators in certain cases, upon second reading.

Upon motion of Mr. Ward, the bill is re-referred to Judiciary Committee.

H. B. 261, S. B. 315, bill to appoint certain persons Justices of the Peace in Rutherford County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 525, S. B. 316, bill to appoint J. L. Philpott a Justice of the Peace, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 252, S. B. 330, bill to appoint W. S. Uzzle a Justice of the Peace for Moseley Hill Township, and Wiley T. Mosely a Justice of the Peace for Vance Township, Lenoir County, upon second reading.

H. B. 43, S. B. 372, bill to regulate cost of claim and delivery, upon second reading.

Upon motion of Mr. Ward, the bill is laid on the table.

S. B. 393, bill to amend chapter 70, of the Private Laws of 1885, as amended by chapter 13 of the Private Laws of 1887, the charter of the Fidelity Bank of Durham, upon second reading.

The amendment offered by the Committee is adopted, and the bill, as amended, passes second and third readings, and is ordered engrossed.

S. B. 355, H. B. 273, bill to erect and keep in repair fences around the stock law district in Macon County, upon second reading.

The bill passes second reading, ayes 26, noes none, as follows:

Those voting in the affirmative are: Arrington, Aycock, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Glenn, Gudger, James, Lindsay, McIntosh, McIntyre, McNeill, Michael, Miller of Pamlico, Morton, Scott, Smith, Stikeleather, Stringfield, Sugg, Travis, Ward, Wood—26.

S. B. 248, bill concerning the welfare of the Wilmington Light Infantry and the Wilmington Division of the North Carolina Naval Brigade, upon second reading.

The bill passes second reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Glenn, Gudger, James, Lindsay, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Pamlico, Morton, Robeson, Smith, Stikeleather, Stringfield, Sugg, Travis, Ward, Wood—28.

S. B. 414, H. B. 605, bill to prohibit the dredging of clams in Carteret County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 587, S. B. 415, bill to protect fish in Haywood County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 435, bill to amend the charter of the Morehead Banking Company, of Durham, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 436, bill to amend the charter of the Dime Savings Bank of Raleigh, chapter 279, Private Laws 1895, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 441, bill to authorize and enable the Norfolk and Western Railway Company to locate, construct and operate extensions and branches of its line within the State of North Carolina, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 445, Bill to incorporate the Farmers Bank, of Rockingham, N. C., upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 91, S. B. 451, bill to appoint A. L. Lyman a Justice of the Peace for New Light Township, Wake County, upon second reading.

Bill passes second and third readings and is ordered enrolled.

H. B. 643, S. B. 452, bill concerning the Asheville and Spartanburg Railway Company, and authorizing that company to buy or lease or be leased by any railroad in the State of South Carolina, to consolidate or be consolidated with any railroad company owning or operating a railway or railways in the State of South Carolina, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 460, bill to appoint J. V. Baggerly Trustee of Union Grove Christian Church, Davidson County, and for other purposes, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 461, bill to repeal sub-sections 16, 17, 18 and 19 of section 1, Public Laws 1899, relative to the examination of State banks, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 463, bill to incorporate the Farmers Bank of La Grange, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

## MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency the Governor, Charles B. Aycock, transmitting the report of Hon. Franklin McNeill, Chairman of the North Carolina Corporation Com-

mission, in pursuance of chapter 424, Laws of 1893. Referred to the Committee on Railroads and Railroad Commissions.

A message is received from his Excellency the Governor, Charles B. Aycock, transmitting report of the Hon. James R. Young, Insurance Commissioner, in pursuance of chapter 54, Laws of 1899. Referred to Committee on Insurance.

Upon motion of Mr. Morton, the Senate adjourns until 12 o'clock to-morrow.

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## TWENTY-FOURTH DAY.

SENATE CHAMBER, February 5, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. W. D. Hubbard.

Upon motion of Mr. McIntyre, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. McAllister, for to-day, by request of Mr. Ward.

### REPORTS OF COMMITTEES.

Reports of Standing Committees are submitted as follows:

From the Finance Committee:

By Mr. Glenn, H. B. 581, S. B. 413, bill to extend the time to compromise, commute and settle the State debt, with a favorable recommendation.

By Mr. Smith, S. B. 501, H. B. 722, bill to authorize the Treasurer of Sampson County to pay Miss Mary E. Thornton, out of the public school money of District No. 3, for the white race of Wingo Township, $42.00, with a favorable recommendation.

By Mr. Wood, S. B. 347, bill for the relief of J. M. Davis,

Sheriff of Surry County, with an unfavorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Dula, S. B. 509, bill to amend the charter of the town of Southport, Brunswick County, with a favorable recommendation.

S. B. 508, bill to amend the charter of the town of Southport, in Brunswick County, with a favorable recommendation.

By Mr. Smith, S. B. 348, bill to amend the charter of the town of Smithfield, with a favorable recommendation.

By Mr. Wood, S. B. 506, bill to permit the Commissioners of New Hanover County to dispose of the old court-house and lot, with a favorable recommendation as substitute for S. B. 202, H. B. 45.

S. B. 202, H. B. 45, bill to permit the Commissioners of New Hanover County to sell the old court-house and lot, with an unfavorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Marshall, H. B. 107, S. B. 422, bill for the relief of J. M. Allhands, of Polk County, with a favorable recommendation.

H. B. 117, S. B. 383, bill for the relief of Jesse D. Watts, with a favorable recommendation.

By Mr. McNeill, H. B. 309, S. B. 317, bill to amend chapter 157, Laws of 1899, with a favorable recommendation.

H. B. 485, S. B. 470, bill for the relief of Laura B. Daniel, of Nash County, with a favorable recommendation.

S. B. 484, bill for the relief of J. H. Gilmer, ex-Sheriff and Tax Collector of Guilford County, with a favorable recommendation.

S. B. 518, bill for the relief of Williams Gay, of Edgecombe County, with a favorable recommendation.

By Mr. Miller, of Pamlico, S. B. 499, H. B. 557, bill to prohibit the killing of deer in Montgomery County, with a favorable recommendation.

S. B. 498, H. B. 682, bill to prohibit hunting on lands in Alleghany County without written consent of owner, with a favorable recommendation.

S. B. 497, H. B. 555, bill to amend chapter 109, of the Laws of 1895, for the protection of birds in Montgomery County, with a favorable recommendation.

By Mr. Robeson, H. B. 379, S. B. 365, bill to prohibit the killing of birds in McDowell County, with a favorable recommendation.

By Mr. Stringfield, H. B. 526, S. B. 502, bill to prohibit the hunting with dogs or guns upon the lands of another in Mt. Gilead Township, Montgomery County, without written consent of owner, with a favorable recommendation.

H. B. 164, S. B. 378, bill to prevent the felling of timber in the streams of Watauga County, with a favorable recommendation.

H. B. 711, S. B. 465, bill to prevent the running at large of live stock in Robeson County, with a favorable recommendation.

H. B. 228, S. B. 382, bill to prevent public drunkenness in Yancey County, with a favorable recommendation.

H. B. 595, S. B. 505, bill to amend chapter 173, of the Laws of 1895, entitled An act to incorporate the cutters and sellers of mill logs in Hyde, Pamlico and Orange counties, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. London, H. B. 422, S. B. 450, bill to incorporate the Southern and Western Railway Company, with a favorable recommendation.

From the Committee on Claims:

By Mr. Morton, H. R. 667, S. R. 447, resolution of investigation of amount expended for the running expenses of the Steamer Lilly for the years 1899 and 1900, with a favorable recommendation.

From the Committee on Insurance:

By Mr. Travis, S. B. 281, bill to incorporate the Home Protection Insurance Company, with a favorable recommendation.

From the Committee on Deaf and Dumb and Blind Institutions:

By Mr. Stringfield, S. B. 307, bill to repeal chapter 94, Laws of 1899, and to amend chapter 399, Laws of 1891, with a favorable recommendation.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 402, H. B. 543, An act to incorporate the Valleytown Cemetery, in Cherokee County, North Carolina.

S. B. 361, H. B. 334, An act to incorporate the town of Wingate, in Union County.

S. B. 255, H. B. 613, An act in regard to the Keeper of the Capitol.

S. B. 427, H. B. 564, An act to enable the city of Charlotte to fund part of its floating indebtedness and to authorize the city to levy taxes to meet the same.

S. B. 364, H. B. 358, An act to empower the Commissioners of Swain County to levy a special tax for the purpose of building an iron bridge at Whittier, N. C.

S. B. 425, H. B. 139, An act to incorporate the town of Mapleton, Hertford County.

S. B. 299, H. B. 187, An act to incorporate the Winterville High School in Pitt County, North Carolina.

S. B. 289, H. B. 213, An act to authorize and empower the County Commissioners of Macon County to purchase lands upon which to build a home for the aged and infirm, and to levy a special tax to pay for same.

S. B. 363, H. B. 348, An act to authorize the Board of

County Commissioners of Stokes County to levy a special tax.

S. B. 403, H. B. 544, An act to amend chapter 17 of the Public Laws of the adjourned session of 1900.

S. B. 322, H. B. 282, An act to amend section 3692 of The Code, relating to collection of taxes from taxpayers removing from one county to another.

S. B. 428, H. B. 551, An act to authorize the Commissioners of Franklin County to issue bonds for the purpose of paying for the construction of a steel bridge across Tar River at Louisburg, and for other purposes.

S. B. 335, H. B. 327, An act to change the boundary line between the counties of Buncombe and Madison.

S. B. 242, H. B. 616, An act to amend chapter 410, Laws of 1891, relating to the obstruction of Swift Creek, Edgecombe County.

S. B. 167, H. B. 569, An act to supply public documents to the North Carolina College of Agriculture and Mechanic Arts.

S. B. 373, H. B. 274, An act to correct State Grant No. 736, of Macon County.

S. B. 449, H. B. 669, An act to appoint R. B. Harris, H. B. Thompson, W. F. Chenault and Daniel Roseboro, Justices of the Peace of Cleveland Township, Rowan County.

S. B. 329, H. B. 318, An act to amend the charter of the city of High Point, chapter 238 of the Private Laws of 1891.

S. B. 370, H. B. 257, An act to incorporate the Fruitland Institute in Henderson County.

S. B. 429, H. B. 406, An act to authorize the Mayor and Commissioners of the town of Graham in the county of Alamance to issue bonds for the establishment of a system of water-works for said town.

S. B. 400, H. B. 446, An act to amend chapter 83 of the Public Acts of 1891.

S. B. 336, H. B. 410, An act to amend chapter 621, Laws

1899, by adding Miss Willie E. Copeland's name to list of teachers to be paid.

S. B. 356, H. B. 288, An act to authorize the Commissioners of Jackson County to levy a special tax.

S. B. 407, H. B. 241, An act to amend the charter of the town of Weldon, North Carolina.

S. B. 192, H. B. 573, An act authorizing the town of Waynesville to use certain funds now on hand from the sale of graded school bonds, for the purpose of constructing waterworks and sewerage for said town.

S. B. 323, H. B. 360, An act to amend chapter 189 of the Public Laws of 1899.

S. B. 340, H. B. 378, An act to amend the charter of Dallas, in Gaston County, North Carolina.

S. B. 320, H. B. 287, An act to authorize the Board of School Directors of Jackson County to pay certain school claims.

S. B. 283, H. B. 21, An act to amend chapter 265, Public Laws 1899, in regard to levying a special tax for Graham County.

S. B. 432, H. B. 639, An act to authorize the Commissioners of Iredell County to lease, hire out and work the convict force of said county on public or private property.

S. B. 268, H. B. 204, An act to amend chapter 40, Private Laws of 1891, entitled An act to consolidate and revise the charter of the town of Salem.

S. B. 406, H. B. 491, An act to change the line between Wentworth and New Bethel townships in Rockingham County.

S. B. 421, H. B. 297, An act to incorporate the town of Rose Hill in the county of Duplin.

S. B. 324, H. B. 23, An act to allow Commissioners in Craven County additional pay.

S. B. 359, H. B. 317, An act to allow the city of High

Point to issue bonds for fifty thousand dollars ($50,000.00) in addition to act of chapter 157 of Private Laws of 1889.

S. B. 360, H. B. 330, An act to amend the charter of the town of Cherryville.

S. B. 412, H. B. 545, An act to amend chapter 114, Public Laws of 1895.

S. B. 377, H. B. 214, An act to correct State Grant No. 1875.

H. B. 374, S. B. 426, An act to authorize the Mayor and Board of Aldermen of the town of Waynesville, Haywood County, to issue bonds to construct water-works and sewerage.

S. B. 368, H. B. 549, An act to prohibit the sale of intoxicating liquors within one mile of certain churches in Martin and Pitt counties.

S. B. 206, H. B. 68, An act appointing additional Justices of the Peace for Catawba County.

S. B. 315, H. B. 261, An act to appoint certain persons in Rutherford County Justices of the Peace.

S. B. 209, H. B. 106, An act to appoint R. S. Williams Justice of the Peace of Oak Ridge Township, Guilford County.

S. B. 415, H. B. 587, An act to protect fish in Haywood County.

S. B. 330, H. B. 252, An act to appoint W. S. Uzzle a Justice of the Peace for Moseley Hall Township, of Lenoir County, and Wiley T. Moseley, of Vance Township, Lenoir County.

S. B. 414, H. B. 605, An act to prohibit the dredging of clams in Carteret County.

S. B. 36, H. B. 611, An act to repeal chapter 103, Private Laws of 1897.

S. B. 451, H. B. 91, An act to appoint A. L. Lyman a Justice of the Peace in New Light Township, Wake County.

S. B. 316, H. B. 525, An act to appoint J. L. Philpott a

Justice of the Peace for Palmyra Township, in Halifax County.

S. B. 326, H. B. 272, An act for the relief of sheriffs and tax collectors.

S. B. 430, H. B. 450, An act to authorize the corporation of Marion, N. C., to establish and operate a system of waterworks and sewerage, and to issue bonds therefor.

S. B. 452, H. B. 643, An act concerning the Asheville and Spartanburg Railroad Company, and authorizing that company to buy or lease or to be leased by any railroad in the State of South Carolina, to consolidate or to be consolidated with any railroad company owning or operating a railway or railways in the State of South Carolina.

S. B. 408, H. B. 240, An act to change the boundary line between Cherry Lane and Gap Civil townships in Alleghany County.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 301, a bill to re-establish the office of Treasurer of Surry County, substitute No. 2.

S. B. 395, a bill to authorize the city of Raleigh to issue bonds for public improvements, and to levy a special tax. Amended.

S. B. 390, a bill to establish graded schools in the town of Greenville, N. C.

S. B. 435, a bill to amend the charter of "The Morehead Banking Company," of Durham.

S. B. 87, a bill regulating settlement of partnerships by surviving partners. Amended.

S. B. 441, a bill to authorize and enable the Norfolk and Western Railay Company to locate, construct and operate

extensions and branches of its line within the State of North Carolina. Amended.

S. B. 461, a bill to repeal subsections 16, 17, 18 and 19 of section 1, Public Laws 1899, relative to the examination of State banks.

S. B. 436, a bill to amend the charter of the Dime Savings Bank of Raleigh, chapter 279, Private Laws 1895.

S. B. 393, a bill to amend chapter 70, of the Private Laws 1887, as amended by chapter 13, Private Laws 1889, the charter of "The Fidelity Bank," of Durham, N. C.

S. B. 460, a bill to appoint J. V. Baggerly trustee of the Union Grove Christian Church, Davie County, and for other purposes.

MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency the Governor, Charles B. Aycock, transmitting the report of the President of the University of North Carolina. The report is referred to the Committee on Education.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. McIntyre, petition of Stephen Wiggins, who enlisted in Company E, 40th Regiment of North Carolina State Troops, asking for pension. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Stringfield, petition of Thos. Lashlie and others, of Robeson County, asking pension. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Miller, of Caldwell, petition of citizens of McDowell County, asking certain modifications of the election law. Referred to Committee on Election Law.

Petition of citizens of McDowell County, asking certain modifications of the election law. Referred to Committee on Election Law.

Petition of citizens of McDowell County, asking certain modification of the election law.

Petition of citizens of McDowell County, asking certain modifications of the election law. Referred to Committee on Election Law..

Petition of citizens of McDowell County, asking certain modifications of the election law. Referred to Committee on Election Law.

Petition of citizens of Beaufort County, asking certain modifications of the election law. Referred to Committee on Election Law.

### MESSAGES FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 218, S. B. 520, bill to amend chapter 155, Laws of 1899, relative to the public schools of the town of Littleton, N. C. Referred to Committee on Education.

H. B. 235, S. B. 521, bill to regulate the employment of legislative counsel and agent. Referred to Committee on Finance.

H. B. 239, S. B. 523, bill to validate the election of certain Justices of the Peace in Alleghany County. Referred to Committee on Justices of the Peace.

H. B. 347, S. B. 524, bill for the relief of N. O. Petree, Clerk of Superior Court of Stokes County. Referred to Committee on Propositions and Grievances.

H. B. 401, S. B. 525, bill to prohibit fishing in Deep Creek, Swain County. Referred to Committee on Propositions and Grievances.

H. B. 427, S. B. 522, bill to amend chapter 26, Laws of 1887, in reference to the drainage of low lands. Referred to Committee on Propositions and Grievances.

H. B. 454, S. B. 528, bill conferring upon the Governor

the power to fill vacancies in the Corporation Commission. Referred to Judiciary Committee.

H. B. 463, S. B. 526, bill for the relief of J. A. Parson, a public school teacher of Clay County. Referred to Committee on Education.

H. B. 541, S. B. 527, police to confer police power on deputy sheriffs, and for the protection of persons and property in a certain section of Catawba County. Referred to Judiciary Committee.

H. B. 561, S. B. 529, bill for the relief of Miss Maggie Gamble, teacher in Gaston County. Referred to Committee on Education.

H. B. 567, S. B. 530, bill to protect owners of timbers. Referred to Committee on Propositions and Grievances.

H. B. 606, S. B. 531, bill to amend chapter 79, Public Laws 1899, relating to wrecking interests. Referred to Judiciary Committee.

H. R. 629, S. R. 532, joint resolution instructing Senators and Representatives in Congress from North Carolina to support the bill providing for the purchase and preservation by the United States of Temple Farm and the Moore House. Referred to the Committee on Federal Relations.

H. B. 655, S. B. 533, bill to amend chapter 133, Public Laws of 1899, relating to shooting wild fowl in Dare County. Referred to Committee on Propositions and Grievances.

H. B. 680, S. B. 534, bill to incorporate the Bank of Montgomery County. Referred to Committee on Banks and Currency.

H. B. 787, S. B. 535, bill to incorporate the Statesville Loan and Trust Company. Referred to Committee on Corporations.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Burroughs, S. B. 536, bill to amend chapter 58, Public Laws 1899. Referred to Committee on Insurance.

By Mr. London, S. B. 537, bill to provide for the Soldiers' Home. Referred to Committee on Pensions and Soldiers' Home.

By Mr. McNeill, S. B. 538, bill to abolish the office of Standard Keeper for Cumberland County. Referred to Committee on Counties, Cities and Towns.

By Mr. London, S. B. 539, bill to amend chapter 198, Laws of 1899, in relation to pensions. Referred to Committee on Pensions and Soldiers' Home.

By Mr. McIntosh, S. B. 540, bill to incorporate churches and schools. Referred to Committee on Propositions and Grievances.

By Mr. Currie, S. B. 541, bill to establish a free ferry across the Cape Fear River at Elizabethtown, N. C. Referred to Committee on Propositions and Grievances.

By Mr. Buchanan, S. B. 542, bill to prohibit carrying pistols not concealed. Referred to Judiciary Committee.

By Mr. Henderson, S. B. 543, bill relating to the State Library. Referred to Committee on Library.

By Mr. Arrington, S. B. 544, bill to apportion the several Congressional districts. Referred to Committee on Congressional Distriicts.

By Mr. Smith, S. B. 545, bill providing for the registration of architects. Referred to Committee on Education.

## THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 239, bill to authorize the Seaboard Air Line Railway, successor to Richmond, Petersburg and Carolina Railroad Company, to possess and exercise the powers conferred upon the latter road, and to authorize leases, purchases, sales

or consolidations between it and other railroad and transportation companies, upon second reading.

The bill is ordered on the Calendar for to-morrow.

H. B. 126, S. B. 285, bill to repeal section 2, chapter 440, Public Laws of 1899, in regard to fishing in certain waters of New Hanover County, upon second reading.

Bill passes second and thiird readings, and is ordered enrolled.

H. B. 315, S. B. 333, bill to prevent the felling of timber or brush in Meadow Fork of Spring Creek, or any of its tributaries, in Madison County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 437, bill to amend chapter 291, Public Laws of 1885, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 444, bill to amend chapter 169, Laws of 1899, relating to compensation of Commissioners of Washington County, upon second reading.

Bill passes second reading.

S. B. 455, bill to establish a new township in Polk County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. R. 667, S. R. 447, resolution of investigation of amount expended for the running expenses of the Steamer Lilly for the years 1899 and 1900, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

S. B. 462, bill to establish the township line between Toe River Township and Roaring Creek Township, in Mitchell County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 456, bill authorizing the appointment of a committee to investigate the management of the North Carolina Institution of Deaf, Dumb and Blind, upon third reading.

Mr. McIntyre moves to amend:

Amend section 1 by striking out all after the word "committee" in line one down to the word "be" in line two of said section, and insert in lieu thereof the following, "Composed of the Senate and House Committees on Deaf, Dumb and Blind Institutions."

The motion is lost.

Mr. Gudger moves to amend:

That the word "fraud" in line four of section two be stricken out.

The motion is carried.

Mr. Glenn moves to amend:

Amend by providing that the special committee be appointed as a sub-committee of the regular committees of the Senate and House on Deaf, Dumb and Blind.

The motion is lost.

Resolution, as amended, passes third reading, and is ordered engrossed.

H. B. 787, S. B. 535, bill to incorporate the Statesviille Loan and Trust Company, upon second reading.

Bill passes second and third readings, and is ordered engroossed.

Upon motion of Mr. Leak, Senate Bill 506, bill to permit the Commissioners of New Hanover County to dispose of the oold court-house and lot, is re-referred to the Committee on Counties, Cities and Towns.

S. B. 493, H. B. 384, bill to authorize Leicester Township, in Buncombe County, to subscribe stock, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Ay-

cock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Wood—39.

S. B. 492, H. B. 405, bill to authorize the Commissioners of Scotland County to issue bonds to purchase sites for and build a court-house, jail and home for aged and infirm, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McIntosh, McIntyre, McNeiill, Michael, Miller of Caldwell, Miller of Pamlico, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Wood—35.

S. B. 481, bill to incorporate the town of Chockeyotte, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay London, Long, Marshall, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Wood—37.

S. B. 476, bill to incorporate the town of Parkton, in the county of Robeson, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Ay-

cock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Wood—35.

S. B. 471, H. B. 628, bill to authorize Macon County to subscribe to the capital stock of the Blue Ridge and Atlantic Railway Company, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis Ward, Wood—34.

S. B. 431, H. B. 582, bill to allow the Board of Commissioners of Wilson County to issue bonds to improve the court-house and other public property in Wilson County, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Candler, Crisp, Currie, Dula, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McIntosh, McIntyre McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Wood—33.

S. B. 409, H. B. 553, bill to incorporate the town of Merry Oaks, Chatham County, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Wood—35.

S. B. 358, H. B. 313, bill to authorize the Commissioners of Brunswick County to levy a special tax, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Wood—37.

S. B. 517, bill to incorporate the town of Washington, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McIntyre, McNeill, Miller of Caldwell, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Wood—33.

S. B. 355, H. B. 273, bill to erect and keep in repair fences around the stock law district in Macon County, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Ay-

cock, Broughton, Burroughs, Candler Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, London, Long, Marshall, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Smith, Speight, Stikeleather Stringfield, Sugg, Thomas, Travis, Ward, Wodd—33.

Bill is ordered enrolled.

S. B. 248, bill concerning the welfare of the Wilmington Light Infantry and the Wilmington division of the North Carolina Naval Brigade, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Buchanan, Burroughs, Candler, Crisp, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, Marshall, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Wood—32.

Bill is ordered engrossed.

Upon motion of Mr. Arrington, the Senate adjourns until 11 o'clock to-morrow.

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## TWENTY-FIFTH DAY.

SENATE CHAMBER, February 6, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. J. H. Bagwell.

Upon motion of Mr. Arrington, the reading of the Journal is dispensed with, and the same stands approved.

The President, by request, adds Mr. Candler to the Committee on Privileges and Elections.

Upon motion of Mr. Broughton, the courtesies of the floor are extended to ex-Senator Graham, of Lincoln County.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Judiciary Committee:

By Mr. Calvert, H. B. 165, S. B. 101, bill to repeal section 2, chapter 238, Public Laws of 1899, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Brown, H. B. 372, S. B. 420, bill to repeal section 2, of chapter 353, Laws of 1897, regulating stock law elections in North Carolina, with a favorable recommendation.

H. B. 285, S. B. 381, bill to amend chapter 353, Public Laws 1897, in reference to stock law, with a favorable recommendation.

H. B. 172, S. B. 353, bill for relief of School Committeemen, District No. 1, colored race, Franklinville Township, Randolph County, with a favorable recommendation

H. B. 128, S. B. 162, bill to prohibit hunting in Caswell County without written permission of owner of land, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Henderson, S. B. 487, bill to incorporate the Yadkin Falls Electric Company, with a favorable recommendation.

H. B. 660, S. B. 472, bill to incorporate the Chapel Hill Investment Company, with a favorable recommendation.

By Mr. McNeill, S. B. 416, bill to amend chapter 24, Private Laws of North Carolina, Session 1885, incorporating Hope Mills Manufacturing Company, Cumberland County, with a favorable recommendation.

By Mr. McIntosh, S. B. 483, bill to protect telephone lines, with a favorable recommendation.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 375, H. B. 81, An act to incorporate the town of East Spencer, in the county of Rowan.

S. B. 298, H. B. 182, An act to prevent the sale and manufacture of liquors within three (3) miles of the Mary Stewart School House, in Harnett County.

S. B. 333, H. B. 315, An act to prevent the felling of timber or brush in Meadow Fork or Spring Creek, or any of its tributaries, in Madison County.

S. B. 117, H. B. 393, An act for the relief of the Clerk of the Superior Court of Robeson County.

S. B. 114, H. B. 366, An act to exempt train dispatchers from jury duty.

S. B. 247, H. B. 778, An act to amend chapter 28, Public Laws of 1899.

S. R. 447, H. R. 667, resolution of investigation of the amount expended for the running expenses of the Steamer Lilly for the years of 1899 and 1900.

S. B. 285, H. B. 126, An act to repeal section 2, chapter 440, of the Public Laws of 1899, in regard to fishing in certain waters of New Hanover County.

S. B. 355, H. B. 273, An act to erect and keep in repair fences around the stock law districts in Macon County.

S. B. 369, H. B. 440, bill to incorporate the New River Development Company of North Carolina, with a favorable recommendation.

By Mr. Morton, H. B. 522, S. B. 411, bill to incorporate the Charitable Brotherhood, with a favorable recommendation.

H. B. 709, S. B. 494, bill to make the Bishop of the Protestant Episcopal Church in the Diocese of East Carolina a corporation sole, with a favorable recommendation.

From the Committee on Agriculture:

By Mr. Burroughs, H. B. 686, S. B. 500, bill to amend section 2222 of The Code, with a favorable recommendation.

H. B. 338, S. B. 371, bill for better drainage of land on Clark's Creek, in Lincoln County, with a favorable recommendation.

S. R. 507, joint resolution relating to the Department of Agriculture, with a favorable recommendation.

H. B. 482, S. B. 399, bill to prevent putting sawdust in certain streams of Buncombe County, with a favorable recommendation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 353, S. B. 558, bill for the relief of certain officers and witnesses who attend the Court as witnesses before the grand jury. Referred to Judiciary Committee.

H. B. 380, S. B. 559, bill to repeal chapter 353, Laws of 1897, relating to stock law. Referred to Committee on Propositions and Grievances.

H. B. 531, S. B. 45, bill to prevent hunting on the lands of another in Wilson, Cabarrus, Pender and Polk counties without the owner's consent. Referred to Committee on Propositions and Grievances.

H. B. 671, S. B. 560, bill to relieve Price's Creek School in Yancey County. Referred to Committee on Education.

H. B. 702, S. B. 561, bill for the protection of deer in Caswell County. Referred to Committee on Propositions and Grievances.

H. R. 775, S. R. 562, resolution to save $1,000.00. Referred to Committee on Finance.

H. B. 778, S. B. 563, bill to incorporate Edgewood School House, in Caswell County. Referred to Committee on Corporations.

H. B. 790, S. B. 564, bill for the appointment of Justices

of the Peace for several townships of Caswell County. The bill is placed on the Calendar.

H. B. 444, S. B. 565, bill to incorporate the town of Pinnacle, in Stokes County. Referred to Committee on Counties, Cities and Towns.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. McIntyre, petition of citizens of St. Paul's Township against the stock law in part of said township. Referred to Committee on Propositions and Grievances.

Petition from citizens of Britt Township, Robeson County, in favor of stock law. Referred to Committee on Propositions and Grievances.

By Mr. Webb, petition from citizens of Polk County to place Wm. Smith on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Thomas, petition against the incorporation of the Baptist Church at Abbott's Creek. Referred to Committee on Propositions and Grievances.

By Mr. Henderson, petition of citizens of Davie County for appointment of N. A. Peebles, Isaac Roberts and W. A. Clements a Board of School Directors for Davie County. Referred to Committee on Education.

By Mr. Foushee, petition of Board of Commissioners of Durham County relative to enlarging limits of Durham County. Referred to Committee on Counties, Cities and Towns.

Petition of citizens of Wake County, asking to be taken into Durham County. Referred to Committee on Counties, Cities and Towns.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Warren, S. B. 547, bill to change the dividing line between the Third and Ninth townships in Craven County. Referred to Committee on Counties, Cities and Towns.

By Mr. Jones, S. B. 546, bill to incorporate the Greenville Banking and Trust Company. Referred to Committee on Banks and Currency.

By Mr. Arrington, S. B. 549, bill to prohibit the sale of intoxicating liquors within two miles of Samaria Baptist Church, in Nash County. Referred to Committee on Propositions and Grievances.

By Mr. James, S. B. 548, bill to amend chapter 1, Public Laws of 1899. Referred to Judiciary Committee.

By Mr. Gudger, S. B. 550, bill to amend section 926 of The Code of North Carolina. Upon motion of Mr. Gudger, the bill is placed on the Calendar.

S. B. 551, bill to amend the charter of the Asheville School. Referred to Committee on Education.

By Mr. Speight, S. B. 552, bill to provide a general stock law. Referred to Committee on Propositions and Grievances.

By Mr. Morton, S. B. 553, bill to protect merchants and millers in North Carolina. Referred to Committee on Manufacturing.

By Mr. Foushee, S. B. 554, bill to amend section 706 of The Code, relative to special meeting of Commissioners of Durham County. Referred to Committee on Counties, Cities and Towns.

S. B. 555, bill to enlarge Durham County. Referred to Committee on Counties, Cities and Towns.

S. B. 556, bill to incorporate the Marion and Northwestern Railway Company. Referred to Committee on Railroads and Railroad Commission.

By Mr. James, S. B. 557, bill to appropriate funds for the North Carolina School for the Deaf and Dumb. Referred to Committee on Deaf, Dumb and Blind.

By Mr. Crisp, S. B. 567, bill to restore William Garland, Jr., to the rights of citizenship. Referred to Judiciary Committee.

By Mr. Long, S. B. 566, bill to regulate the fees of Notaries Public and others in cases of protest. Referred to Judiciary Committee.

S. B. 569, bill to provide for the State banking system of North Carolina. Referred to Committee on Banks and Currency.

By Mr. McIntosh, by request, S. B. 568, bill to prevent injustice and imposition upon clients by attorneys. Referred to Judiciary Committee.

By Mr. Broughton, S. B. 570, bill for the care and improvement of Capitol Square. Referred to Committee on Public Buildings and Grounds.

S. R. 572, joint resolution of request to the Board of Agriculture. Referred to Committee on Agriculture.

By Mr. Travis, S. B. 571, bill in relation to certain school orders in Halifax County. Referred to Committee on Education.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 790, S. B. 564, bill for the appointment of Justices of the Peace for the several townships of Caswell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 239, bill to authorize the Seaboard Air Line Railway, successor to Richmond, Petersburg and Carolina Railroad Company, to possess and exercise the powers conferred upon the latter road, and to authorize leases, purchases, sales or consolidations between it and other railroad and transportation companies, upon second reading.

Bill remains on Calendar.

S. B. 281, bill to amend An act entitled An act to incorporate the Home Protective Insurance Company, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 304, bill to repeal chapter 94, Laws of 1899, and to amend chapter 399, Laws of 1891.

Bill passes second and third readings, and is ordered engrossed.

H. B. 309, S. B. 317, bill to amend chapter 157, Laws of 1899.

Bill passes second and third readings, and is ordered enrolled.

S. B. 465, H. B. 711, bill to prevent the running at large of live stock in the county of Robeson, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Warren, Webb, Wood, Woodard—30.

S. B. 450, H. B. 422, bill to incorporate the South and Western Railway Company, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Lindsay, London, Long, Marshall, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Smith, Speight, Stike-

leather, Stringfield, Sugg, Thomas, Travis, Vann, Warren, Webb, Wood, Woodard—36.

S. B. 509, bill to amend the charter of the town of Southport, in Brunswick County, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Calvert, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, Lindsay, London, Long, Marshall, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—39.

S. B. 538, bill to amend the charter of the town of Southport, in Brunswick County, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

S. B. 508, bill to amend the charter of the town of South-

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—37.

S. B. 348, bill to amend the charter of the town of Smithfield, N. C., upon second reading.

The bill passes second reading, ayes 36, noes 1, as follows:

Those voting in the affirmative are: Messrs. Arrington, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McNeill, Michael, Morton, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—36.

Those voting in the negative are: Aycock—1.

S. B. 517, bill to incorporate the town of Washington, N. C., upon third reading.

The bill passes third reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—39.

Bill is ordered engrossed.

S. B. 493, H. B. 384, bill to authorize Leicester Township, Buncome County, to subscribe stock, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann Ward, Warren, Webb, Wood, Woodard—40.

The bill is ordered enrolled.

S. B. 492, H. B. 405, bill to authorize the Commissioners of Scotland County to issue bonds to purchase sites for and build a court-house, jail, and house for aged and infirm, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson,

James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—42.

Bill is ordered enrolled.

S. B. 476, bill to incorporate the town of Parkton, in the county of Robeson, upon third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—44.

Bill is ordered engrossed.

S. B. 481, bill to incorporate the town of Chockeyotte, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—42.

Bill is ordered engrossed.

S. B. 471, H. B. 628, bill to authorize Macon County to subscribe to the capital stock of the Blue Ridge and Atlantic Railway Company, upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—41.

Bill is ordered enrolled.

S. B. 431, H. B. 582, bill to allow the Board of County Commissioners of Wilson County to issue bonds to improve the court-house and other public property in Wilson County, upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—41.

Bill is ordered enrolled.

S. B. 409, H. B. 553, bill to incorporate the town of Merry Oaks, Chatham County, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Scott, Smith,

Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—38.

Bill is ordered enrolled.

S. B. 358, H. B. 313, bill to authorize the Commissioners of Brunswick County to levy a special tax, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—36.

Bill is ordered enrolled.

S. B. 444, bill to amend chapter 169, Laws of 1899, relating to compensation of Commissioners of Washington County, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Henderson, James, Justice, Leak, Lindsay, London, McAllister, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—35.

Bill is ordered engrossed.

S. B. 347, bill for the relief of J. M. Travis, Sheriff of Surry County.

Upon motion of Mr. James, the bill is laid upon the table.

H. B. 379, S. B. 365, bill to prevent the killing of birds in McDowell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 550, bill to amend section 926 of The Code of North Carolina, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 258, S. B. 354, bill to amend chapter 106, Laws of 1885, upon second reading.

Bill passes second reading.

Mr. Speight moves to amend:

Amend by striking out all of section 1 after the word "chapter" in line three of said section, and by striking out out all of section 2.

The amendment is adopted, the bill passes third reading, and the bill is ordered engrossed.

H. B. 164, S. B. 378, bill to prevent the felling of timber in the streams of Watauga County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 228, S. B. 382, bill to prevent public drunkenness in Yancey County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 117, S. B. 383, bill for the relief of Jesse D. Watts, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 581, S. B. 413, bill to extend the time to compromise, commute and settle the State debt, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 107, S. B. 422, bill for the relief of J. M. Allhands, of Polk County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 485, S. B. 470, bill for the relief of Laura B. Daniel, of Nash County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 555, S. B. 497, bill to amend chapter 109, of the Laws of 1895, for the protection of birds in Montgomery County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 682, S. B. 498, bill to prohibit hunting on lands in Alleghany County without written consent of owner, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 557, S. B. 499, bill to prohibit the killing of deer in Montgomery County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 722, S. B. 501, bill to authorize the Treasurer of Sampson County to pay Miss Mary E. Thornton out of the public school money of District No. 3, for white race, of Wingo Township, $42.00, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 484, bill for the relief of J. H. Gilmer, ex-Sheriff and Tax Collector of Guilford County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 595, S. B. 505, bill to amend chapter 173, of the Laws of 1895, entitled An act to incorporate the cutters and sellers of mill logs in Hyde, Pamlico and Orange counties, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 518, bill for the relief of Williams Gay, of Edgecombe County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

Upon motion of Mr. Henderson, H. B. 660, S. B. 472, bill to incorporate the Chapel Hill Investment Company, is re-referred to the Corporation Committee.

H. B. 402, S. B. 424, bill to amend chapter 152, Private Laws of 1899, upon second reading.

Bill passes second and third readings and is ordered enrolled.

The President lays before the Senate the following invitation:

*To the General Assembly of North Carolina:*

Mr. and Mrs. Charles B. Aycock request the pleasure of your presence at a reception given in honor of the General Assembly of North Carolina, Friday, February 8, 1901, from eight to ten o'clock P. M.

February 5, 1901.

Upon motion of Mr. London, the invitation is accepted by a rising vote.

Upon motion of Mr. Glenn, the Senate adjourns until tomorrow at 11 o'clock.

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## TWENTY-SIXTH DAY.

SENATE CHAMBER, February 7, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. A. A. Butler.

The Journal of yesterday is partially read, and, upon motion of Mr. McAllister, further reading is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Ward, by request of Mr. Vann.

To Mr. Sugg, indefinitely on account of sickness, by request of Mr. McNeill.

REPORTS OF COMMITTEES.

Reports of Standing Committees are submitted as follows:

From the Judiciary Committee:

By Mr. Vann, S. B. 225, bill to protect the lumber interest of North Carolina, with an unfavorable recommendation.

By Mr. Travis, S. B. 480, bill to amend section 17, chapter 235, Laws of 1899, relative to the probate of deeds and other instruments, with a favorable recommendation.

By Mr. Ward, H. B. 57, S. B. 488, bill to appoint Iredell Hilliard a Justice of the Peace for township of Monroe, county of Union, with a favorable recommendation.

By Mr. Webb, S. B. 479, bill to amend section 768 of The Code, relative to County Treasurer, with a favorable recommendation.

From the Committee on Education:

By Mr. Henderson, H. B. 206, S. B. 489, bill to more effectually protect schools and religious gatherings in Ashe County, with a favorable recommendation.

S. B. 486, bill to establish graded schools in the town of Selma, with a favorable recommendation.

S. B. 551, bill to amend the charter of the Asheville School, with a favorable recommendation.

By Mr. Glenn, S. B. 448, H. B. 428, bill to establish graded schools in Henderson Township, Vance County, with a favorable recommendation.

By Mr. Webb, H. B. 492, S. B. 467, bill to establish Epsom High School District, with a favorable recommendation.

H. B. 463, S. B. 526, bill for the relief of J. A. Parsons, a public school teacher of Clay County, with a favorable recommendation.

S. B. 485, bill to allow the Sheriff of Rockingham County

to pay J. M. Weatherly a school claim, with a favorable recommendation.

H. B. 74, S. B. 490, bill to provide for the celebration of "North Carolina Day" in the public schools, with a favorable recommendation.

H. B. 720, S. B. 504, bill to provide for the payment of certain school claims in Transylvania County, with a favorable recommendation.

H. B. 561, S. B. 529, bill for the relief of Miss Maggie Gamble, a teacher in Durham County, with a favorable recommendation.

H. B. 218, S. B. 520, bill to amend chapter 155, Laws of 1897, relative to public schools in the town of Littleton, N. C.

From the Committee on Library:

By Mr. Henderson, S. B. 543, bill relating to the State Library, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Marshall, H. B. 609, S. B. 503, bill to prohibit the throwing of saw-dust into certain streams of Yancey County, with a favorable recommendation.

By Mr. Robeson, S. B. 541, bill to establish a free ferry across the Cape Fear River at Elizabethtown, with a favorable recommendation.

H. B. 655, S. B. 533, bill to amend chapter 133, Public Laws of 1899, relating to shooting wild fowl in Dare County, with a favorable recommendation.

H. B. 347, S. B. 524, bill for the relief of N. O. Petree, Clerk of the Superior Court, Stokes County, with a favorable recommendation.

H. B. 702, S. B. 561, bill for the protection of deer in Caswell County, with a favorable recommendation.

H. B. 401, S. B. 525, bill to prohibit fishing in Deep Creek, in Swain County, with a favorable recommendation.

From the Committee on Banks and Currency:

By Mr. Marshall, S. B. 566, bill to regulate the fees of Notaries Public and others in cases of protest, with a favorable recommendation.

By Mr. Long, S. B. 546, bill to incorporate the Greenville Banking and Trust Company, with a favorable recommendation.

H. B. 680, S. B. 534, bill to incorporate the bank of Montgomery, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. Brown, S. B. 556, bill to incorporate the Marion and Northwestern Railway Company, with a favorable recommendation.

By Mr. London, S. B. 510, bill to grant further time to the Wilmington and Southern Railway Company for the commencement of its construction, with an unfavorable recommendation, as the corporation tax has not been paid.

By Mr. Foushee, H. B. 599, S. B. 473, bill to incorporate the Blue Ridge and Atlantic Railway Company, with a favorable recommendation.

From the Committee on House Apportionment:

By Mr. McNeill, S. B. 357, bill to apportion the members of the House of Representatives, with a favorable recommendation.

## ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 463, a bill to incorporate the Farmers Bank of La Grange.

S. B. 462, a bill to establish the township line between Toe River Township and Roaring Creek Township, in Mitchell County.

S. B. 437, a bill to amend chapter 291, Public Laws of 1885.

S. B. 455, a bill to establish a new township in Polk County.

S. B. 456, a bill authorizing the appointment of a committee to investigate the management of the North Carolina Institution for the Deaf, Dumb and Blind.

Mr. Burroughs, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 518, a bill for the relief of Williams Gay, of Edgecombe County.

S. B. 484, a bill for the relief of J. H. Gilmer, ex-Sheriff of Guilford County.

S. B. 354, H. B. 258, a bill to amend chapter one hundred and six (106), Laws of 1885. Amended.

S. B. 550, a bill to amend section 926 of The Code of North Carolina.

S. B. 281, a bill to amend an act entitled An act to incorporate the Home Protection Insurance Company.

S. B. 444, a bill to amend chapter 169, Laws of 1899, relating to compensation of Commissioners of Washington County.

S. B. 307, a bill to repeal chapter 94, Laws of 1899, and to amend chapter 399, Laws of 1891.

S. B. 481, a bill to incorporate the town of Chockeyotte.

S. B. 476, a bill to incorporate the town of Parkton, in the county of Robeson.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Vann, petition asking that R. T. Britt be placed on pension roll. Referred to Committee on Pensions and Soldiers' Home.

Petition to amend chapter 158, Laws of 1883. Referred to Judiciary Committee.

By Mr. Scott, petition from citizens of Melville Township, Alamance County, relating to changing the township line. Referred to Committee on Counties, Cities and Towns.

By Mr. Currie, petition of citizens of Sampson County against the manufacture or sale of spirituous liquors in said county. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Michael, S. B. 573, bill to incorporate certain churches in Watauga County. Referred to Committee on Propositions and Grievances.

By Mr. Justice, S. B. 574, bill to cure certain defects in issuing and certifying copies of grants from the office of the Secretary of State. Referred to Judiciary Committee.

By Mr. Buchanan, S. B. 575, bill to incorporate the churches in Snow Creek Township, Mitchell County. Referred to Committee on Propositions and Grievances.

By Mr. Vann, S. B. 577, bill to amend chapter 158, Laws of 1883. Referred to Judiciary Committee.

By Mr. Travis, S. B. 576, bill to incorporate the Halifax and Northampton Development Company. Referred to Committee on Corporations.

By Mr. Henderson, S. B. 578, bill for the appointment of Justices of the Peace in Davie County. Referred to Committee on Justices of the Peace.

By Mr. Morrison, S. B. 579, bill for the relief of the estate of A. F. Bizzell, deceased. Referred to Judiciary Committee.

By Mr. Justice, S. B. 580, bill to prohibit the manufacfacture and sale of intoxicating liquors within four miles of

Thermal City Methodist Church in Rutherford County. Referred to Committee on Propositions and Grievances.

By Mr. Dula, S. B. 581, bill to permit P. E. Dancy, of Wilkes County, to sell and peddle medicine of his own manufacture without paying license. The bill is ordered placed on Calendar.

By Mr. Warren, S. B. 582, bill to place William Glover and W. H. Avery on the State pension roll. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Currie, S. B. 583, bill to prohibit the manufacture and sale of whiskey in Sampson County. Referred to Committee on Propositions and Grievances.

By Mr. Leak, S. B. 584, bill to amend chapter 261, Public Laws of 1899. Referred to Judiciary Committee.

STAMEY V. STRINGFIELD.

Mr. James, from the Committee on Privileges and Elections, makes the following report:

The Committee on Privileges and Elections, having heard all the evidence offered and argument of counsel in the contested election case of John W. Stamey, contestant, against W. W. Stringfield, contestee, submit the following report:

"The cause of complaint as set out in the notice of contest was that in Flat Creek Precinct, in Buncombe County, 217 votes were found in the wrong box and thrown out, and that had these votes been counted for the contestant, he would have been elected. The evidence disclosed the fact that the votes thrown out were placed in the box by the Republican poll-holder, but failed to show for whom the votes were cast. And the contestant failing to show by any evidence whatever that any of the votes thrown out were cast for the said John W. Stamey, the Committee are compelled to find by a unanimous vote that the contestee, W. W. Stringfield, was duly elected and is entitled to retain his seat.

"James, *Chairman.*"

Upon motion of Mr. Henderson, the report is adopted.

THE CALENDAR.

Bills and resolutions on the calendar are taken up and disposed of as follows:

S. B. 509, bill to amend the charter of the town of Southport, in Brunswick County, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Travis, Vann, Webb, Wood, Woodard—38.

Bill is ordered engrossed.

S. B. 465, H. B. 711, bill to prevent the running at large of live stock in Robeson County, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Webb, Wood, Woodard—42.

Bill is ordered enrolled.

S. B. 508, bill to amend the charter of the town of Southport, in Brunswick County, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative: are Messrs. Alexander,

Arrington, Aycock, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McNeill, Michael, Morrison, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Webb, Wood, Woodard—40.

Bill is ordered engrossed.

S. B. 348, bill to amend the charter of the town of Smithfield, N. C., upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Burroughs, Dula, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Warren, Webb, Wood, Woodard—32.

Bill ordered sent to House of Representatives without engrossment.

S. B. 369, H. B. 440, bill to incorporate the New River Development Company of North Carolina, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Travis, Vann, Webb, Wood, Woodard—41.

H. B. 599, S. B. 473, bill to incorporate the Blue Ridge and Atlantic Railway Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 101, H. B. 165, bill to repeal section 2, chapter 238, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 128, S. B. 162, bill to prohibit hunting in Caswell County without consent of owners of land, in writing, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 239, bill to authorize the Seaboard Air Line Railway, successor to Richmond, Petersburg and Carolina Railroad Company, to possess and exercise the powers conferred upon the latter road, and to authorize leases, purchases, sales or consolidations between it and other railroad and transportation companies, upon second reading.

Upon motion of Mr. London, the bill is re-referred to Committee on Railroads and Railroad Commission.

H. B. 686, S. B. 500, bill to amend section 226 of The Code, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 172, S. B. 353, bill for the relief of School Committeemen, District No. 1, colored race, Franklinville Township Randolph County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 338, S. B. 371, bill providing for the better drainage of land on Clark's Creek, in Lincoln County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 285, S. B. 381, bill to amend chapter 353, Public Laws of 1897, in reference to stock law, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 482, S. B. 399, bill to prevent putting sawdust in certain streams of Buncombe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 522, S. B. 411, bill to incorporate the Charitable Brotherhood, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 416, bill to amend chapter 24, Private Laws of 1885, incorporating Hope Mills Manufacturing Company of Cumberland County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 372, S. B. 420, bill to repeal section 2, chapter 353, Laws of 1897, regulating stock law elections in North Carolina, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 483, bill to protect telephone lines, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 487, bill to incorporate the Yadkin Falls Electric Company, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 709, S. B. 494, bill to make the Bishop in the Protestant Episcopal Church in the Diocese of East Carolina a corporation sole, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 526, S. B. 502, bill to prohibit the hunting with dogs or guns upon the lands of another in Mt. Gilead Township, Montgomery County, without written consent of owner, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. R. 507, joint resolution relating to the Department of Agriculture, upon second reading.

Resolution passes second reading, and, upon motion of Mr. Justice, is put upon to-morrow's Calendar.

S. B. 581, bill to permit P. E. Dancy, of Wilkes County, to sell and peddle medicine of his own manufacture without paying license, upon second reading.

Mr. Henderson moves to amend by inserting the word "peddler's" before license.

The amendment is adopted.

The bill, as amended, passes second and third readings, and is ordered engrossed.

Upon motion of Mr. Long, the Senate adjourns until to-morrow 11 o'clock.

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## TWENTY-SEVENTH DAY.

SENATE CHAMBER, February 8, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Mr. Weaver.

The Journal of yesterday is partially read, and, upon motion of Mr. Arrington, further reading is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Marshall until Monday.

To Mr. James until Monday.

To Mr. Wood until Tuesday.

Upon motion of Mr. Henderson, S. B. 101, H. B. 165, bill to repeal section 2, chapter 238, Public Laws of 1899, is recalled from office of Enrolling Clerk.

Mr. Henderson moves to reconsider the vote by which

S. B. 101, H. B. 165, bill to repeal section 2, chapter 238, Public Laws of 1899, passed third reading.

The motion is adopted.

Upon motion of Mr. Henderson, the bill is laid upon the table.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Arrington, S. B. 575, bill to incorporate the churches in Snow Creek Township, in Mitchell County, with a favorable recommendation.

By Mr. Mitchell, S. B. 522, H. B. 422, bill to amend chapter 26, Laws of 1887, in reference to drainage of low-lands, with a favorable recommendation.

S. B. 45, H. B. 531, bill to prevent hunting on the lands of another in Wilson, Cabarrus, Pender and Polk counties without the owner's consent, with a favorable recommendation.

S. B. 549, bill to prohibit the sale of intoxicant liquors within two miles of Samaria Baptist Church, in Nash County, with a favorable recommendation.

From the Committee on Insurance:

By Mr. McNeill, S. B. 536, bill to amend chapter 58, Public Laws of 1899 (An act for the investigation of fires), with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Broughton, S. B. 540, bill to incorporate churches and schools.

The committee recommends that it be referred to Judiciary Committee.

The bill is so referred.

From the Committee on Railroads and Railroad Commission:

By Mr. Brown, S. B. 417, bill to authorize railroads or transportation companies, existing under the laws of the State

of North Carolina, to lease or be leased by, or to consolidate or be consolidated with, and to make joint stock with railroads of adjoining States, with an unfavorable recommendation.

From the Committee on Corporations:

By Mr. Lindsay, S. B. 469, H. B. 712, bill to incorporate the Asheville Wood-Working Company, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Gudger, S. B. 478, bill to amend section 2148 of The Code in regard to probate of wills, with a favorable recommendation.

From the Committee on Banks and Currency:

By Mr. Smith, S. B. 569, bill to provide for the State Banking system of North Carolina, with a favorable recommendation.

Mr. Crisp asks unanimous consent to withdraw S. B. 567, bill to restore William Garland, Jr., to the rights of citizenship.

Consent is granted and the bill is withdrawn.

Mr. Burroughs, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 483, a bill to protect telephone lines.

S. B. 508, a bill to amend the charter of the town of Southport, in Brunswick County.

S. B. 509, a bill to amend the charter of the town of Southport, in Brunswick County.

S. B. 581, a bill to permit P. E. Dancy, of Wilkes County, to sell and peddle medicines without license.

S. B. 487, a bill to incorporate the Yadkin Falls Electric Company.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the offices of Secretary of State:

S. B. 535, H. B. 787, An act to incorporate the Statesville Loan and Trust Company.

S. B. 499, H. B. 557, An act to prohibit the killing of deer in Montgomery County.

S. B. 413, H. B. 581, An act to extend the time to compromise, commute and settle the State debt.

S. B. 470, H. B. 485, An act for the relief of Laura B. Daniel, of Nash County.

S. B. 424, H. B. 402, An act to amend chapter 152 of the Private Acts of the General Assembly of 1899.

S. B. 365; H. B. 379, An act to prevent the killing of birds in McDowell County.

S. B. 498, H. B. 682, An act to prohibit hunting on any lands in Alleghany County, except by written consent of owner.

S. B. 564, H. B. 790, An act for the appointment of Justices of the Peace, for the several townships of Caswell County.

S. B. 431, H. B. 582, An act to allow the Board of County Commissioners of Wilson County to issue bonds to improve the court-house and other public property in Wilson County.

S. B. 383, H. B. 117, An act for the benefit of Jesse D. Watts.

S. B. 422, H. B. 107, An act for the relief of J. M. Allhands, of Polk County.

S. B. 378, H. B. 164, An act to prevent the felling of trees in the streams of Watauga County.

S. B. 497, H. B. 555, An act to amend chapter 109, of the Laws of 1895, for the protection of birds in Montgomery County.

S. B. 501, H. B. 722, An act to authorize the County Treasurer of Sampson County to pay Miss Mary E. Thornton out of the public school money of District No. 3, for white race, of Mingo Township, forty-two dollars.

S. B. 358, H. B. 313, An act to authorize the Commissioners of Brunswick County to levy a special tax.

S. B. 382, H. B. 228, An act to prevent public drunkenness in Yancey County.

S. B. 409, H. B. 553, An act to incorporate the town of Merry Oaks, in Chatham County.

S. B. 505, H. B. 595, An act to amend chapter 173 of Laws of 1895.

S. B. 317, H. B. 309, An act to amend chapter 157, Laws of 1891.

S. B. 471, H. B. 628, An act to authorize Macon County to subscribe to the capital stock of the Blue Ridge and Atlantic Railway Company.

S. B. 411, H. B. 522, An act to incorporate the Charitable Brotherhood.

S. B. 493, H. B. 384, An act to authorize Leicester Township, in Buncombe County, to subscribe stock to aid in the construction of a railroad from the city of Asheville to the town of Leicester.

S. B. 500, H. B. 686, An act to amend section 2222 of The Code.

S. B. 162, H. B. 128, An act to prohibit hunting on any lands in Caswell County, without the written permission of owner.

S. B. 353, H. B. 172, An act for the relief of school committeemen, District No. 1, colored race, Franklinville Township, Randolph County.

S. B. 271, H. B. 148, An act to change the name of the town of Union City to Ashpole, and to amend the charter thereof.

S. B. 399, H. B. 482, An act to prevent putting saw-dust in certain streams of Buncombe County.

S. B. 381, H. B. 285, An act to amend chapter 353, Public Laws of 1897, in reference to stock law.

S. B. 465, H. B. 711, An act to prevent the running at large of live stock in the county of Robeson.

S. B. 494, H. B. 709, An act to make the Bishop of the Protestant Episcopal Church in the Diocese of East Carolina a corporation sole.

S. B. 371, H. B. 338, An act for better drainage of lands on Clark's Creek, in Lincoln County.

S. B. 420, H. B. 372, An act to amend chapter 353, Laws of 1897, relating to stock law.

S. B. 502, H. B. 526, An act to prohibit the hunting with dogs and guns upon the lands of another in Mount Gilead Township, in Montgomery County.

S. B. 118, H. B. 866, An act to establish a Text-Book Commission.

S. B. 492, H. B. 405, An act to authorize the Commissioners of Scotland County to issue bonds to purchase a site for a court-house, jail and home for aged and infirm, and to build a court-house, jail and home for aged and infirm.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 41, S. B. 596, bill to secure the passage of fish in the Cape Fear and Northeast rivers. Referred to the Committee on Propositions and Grievances.

H. B. 131, S. B. 595, bill to extend the time for registering grants and cure certain defective registrations. Referred to the Judiciary Committee.

H. B. 115, S. B. 594, bill to prohibit the sale of spirituous liquors within five miles of Concord Church. Referred to Committee on Propositions and Grievances.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Miller, of Caldwell, petition of citizens of McDowell County, asking certain modifications of the election law. Referred to the Committee on Election Law.

By Mr. Warren, petition to place W .H. Southerland and B. W. Bishop on the pension list. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Broughton, petition of Beulah Christian Church and community surrounding, situated in Wake County. Referred to Committee on Propositions and Grievances.

By Mr. Foy, petition to incorporate Long Creek Baptist Church, Keith Presbyterian Church, Moore's Creek Baptist Church, Union Chapel Baptist Church (colored), in Pender County. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Dula, S. B. 585, bill to allow the Commissioners of Wilkes County to levy a special tax.

The bill is ordered placed on Calendar.

By Mr. Travis, S. B. 586, bill to incorporate the Scotland Neck and Roanoke Railroad Company. Referred to Committee on Railroads and Railroad Commission.

By Mr. Arrington, S. B. 587, bill to place the name of Phesenton S. Hicks, an ex-Confederate soldier, on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Gudger, S. R. 588, resolution in behalf of John W. Stamey and William W. Stringfield. Referred to Committee on Privileges and Elections.

By Mr. Aycock, S. B. 589, bill to change the name of the

town of Saul's Cross-Roads to Eureka. Referred to Committee on Counties, Cities and Towns.

By Mr. Foy, S. B. 590, bill to repeal chapter 255, Laws of 1899. Referred to Judiciary Committee.

By Mr. Glenn, S. R. 591, resolution of request to Senators and Representatives in Congress. Referred to Committee on Federal Relations.

By Mr. Henderson, S. B. 592, bill to amend the charter of the Salisbury and Coast Line Railroad.

The bill is ordered placed on Calendar.

By Mr. Vann, S. B. 593, bill regulating licenses of pharmacists. Referred to Judiciary Committee.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 369, H. B. 440, bill to incorporate the New River Development Company of North Carolina, upon third reading.

The bill passes third reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Woodard—39.

The bill is ordered enrolled.

S. B. 486, bill to establish graded schools in the town of Selma, upon second reading.

The amendment reported by the committee is adopted.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington,

Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Woodard—42.

S. B. 556, bill to incorporate the Marion and Northwestern Railway Company, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Woodard—38.

S. B. 448, H. B. 428, bill to establish graded schools in Henderson Township, Vance County, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Woodard—40.

S. B. 225, bill to protect the lumber interest of North Carolina, upon second reading.

Upon motion of Mr. Ward, the bill is laid upon the table.

S. B. 351, bill to apportion the members of the House of Representatives, upon second reading.

Upon motion of Mr. Gudger, the bill is laid over until tomorrow.

H. B. 492, S. B. 467, bill to establish Epsom High School District in Vance County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 479, bill to amend section 768 of The Code, relative to County Treasurer, upon second reading.

Bill passes second reading.

Mr. Gudger moves to amend,

"Provided, they shall not abolish any office during the term of any incumbent elected to fill said office."

The amendment is adopted.

Mr. Morton moves to amend,

Amend by substituting "Justices of the Peace" for "Commissioners."

The amendment is lost.

Mr. Morton moves to amend,

"That in all counties electing Commissioners by Justices of the Peace, the Justices of the Peace, and not the Commissioners, shall have this power."

The amendment is adopted.

The bill, as amended, passes third reading, and is ordered engrossed.

S. B. 485, bill to allow the Sheriff of Rockingham County to pay J. M. Weatherly a school claim, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 57, S. B. 488, bill to appoint Iredell Hilliard a Justice of the Peace for Monroe Township, Union County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 206, S. B. 489, bill to more effectually protect schools and religious gatherings in Ashe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 74, S. B. 490, bill to provide for the celebration of North Carolina Day in the public schools, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 609, S. B. 503, bill to prohibit the throwing of sawdust into certain streams of Yancey County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 720, S. B. 504, bill to provide for the payment of certain school claims in Transylvania County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 510, bill to grant further time to the Wilmington and Southern Railway Company for the commencement of its construction, upon second reading.

Upon motion of Mr. Morton, the bill is laid over until tomorrow.

H. B. 218, S. B. 520, bill to amend chapter 155, Laws of 1897, relative to the public schools in the town of Littleton, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 347, S. B. 524, bill for the relief of N. E. Petree, Clerk Superior Court of Stokes County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 401, S. B. 525, bill to prevent fishing in Deep Creek, Swain County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 463, S. B. 526, bill for the relief of J. A. Parsons, a public school teacher, of Clay County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 561, S. B. 529, bill for the relief of Miss Maggie Gamble, teacher in Gaston County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 655, S. B. 533, bill to amend chapter 133, Public Laws of 1899, relating to shooting wild fowl in Dare County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 680, S. B. 534, bill to incorporate the Bank of Montgomery, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 541, bill to establish a free ferry across the Cape Fear River, at Elizabethtown, N. C., upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 543, bill relating to the State Library, upon second reading.

Upon motion of Mr. Webb, the bill is referred to Committee on Salaries and Fees.

H. B. 712, S. B. 469, bill to incorporate the Asheville Wood-working Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 546, bill to incorporate the Greenville Banking and Trust Company, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 551, bill to amend the charter of the Asheville School, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 702, S. B. 561, bill for the protection of deer in Caswell County, upon second reading.

Bill passes sceond and third readings, and is ordered enrolled.

S. B. 566, bill to regulate the fees of Notaries Public and others in cases of protest, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency the Governor, Charles B. Aycock, transmitting the biennial report of the North Carolina College of Agriculture and Mechanic Arts for the years 1899 and 1900. It is referred to the Committee on Education.

A message is received from his Excellency the Governor, Charles B. Aycock, transmitting without recommendation the petition f Schaffer Bros., together with a copy of a letter from their counsel, which is referred to the Committee on Finance.

Upon motion of Mr. Henderson, the Senate adjourns until to-morrow at 11 o'clock.

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## TWENTY-EIGHTH DAY.

SENATE CHAMBER, February 9th, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. M. McFarland.

Upon motion of Mr. McAllister, the reading of the Journal is dispensed with and the same stands approved.

Leave of absence is granted as follows:

To Mr. Travis for to-day.

To Mr. Morton for Monday.

To Mr. Burroughs for Monday.

To Mr. London for Monday and Tuesday.

To Mr. McIntyre indefinitely.

The President announces that the name of Mr. Broughton is added to the Committe on Public Buildings and Grounds.

REPORTS OF COMMITTEES.

Reports of Standing Committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Warren, S. B. 589, bill to change the name of the town of Saul's Cross-Roads to Eureka, with a favorable rec ommendation.

By Mr. Dula, S. B. 538, bill to abolish the office of Standard Keeper for Cumberland County, with a favorable recommendation.

By Mr. Leak, S. B. 547, bill to change the dividing line between Third and Ninth Townships in Craven County, with a favorable recommendation.

S. B. 554, bill to amend section 706 of The Code, relative to special meetings of Commissioners of Durham County, with a favorable recommendation.

By Mr. Smith, H. B. 444, S. B. 565, bill to incorporate the town of Pinnacle, in Stokes County, with a favorable recommendation.

S. B. 453, bill to incorporate the town of Landis, Rowan County, with a favorable recommendation.

From the Judiciary Committee:

By Mr. London, S. B. 477, bill to refund certin taxes in Chatham County, with a favorable recommendation.

By Mr. Webb, H. B. 353, S. B. 558, bill for the relief of certain officers and witnesses who attend the courts as witnesses before the grand jury, with an unfavorable recommendation.

S. B. 542, bill to prohibit carrying pistols not concealed, with an unfavorable recommendation.

S. B. 548, bill to amend chapter 1, Public Laws of 1889, with a favorable recommendation.

By Mr. Foushee, H. B. 286, S. B. 319, bill to amend section 752, volume 1 of The Code of North Carolina, in reference to printing statement of county finance, with an unfavorable recommendation.

S. B. 517, bill to amend chapter 17, Public Laws of 1889, with a favorable recommendation.

S. B. 512, bill to punish certain officers failing to discharge their official duties, with a favorable recommendation.

S. B. 593, bill regulating licenses of pharmacists, with a favorable recommendation.

By Mr. Vann, S. B. 577, bill to amend chapter 158, Laws of 1883, with a favorable recommendation.

S. B. 514, bill to amend section 1858 of The Code, with a favorable recommendation.

By Mr. Woodard, S. B. 457, bill to protect farmers and merchants, with an unfavorable recommendation.

By Mr. Henderson, S. B. 584, bill to amend chapter 261, Public Laws of 1899, with a favorable recommendation.

H. B. 131, S. B. 595, bill to extend the time for registering grants and cure certain defective registrations, with a favorable recommendation.

H. B. 606, S. B. 531, bill to amend chapter 79, Public Laws of 1899, relating to wrecks and wrecking interests, with a favorable recommendation.

From the Committee on Privileges and Elections:

By Mr. McNeill, S. R. 588, resolution in behalf of John W. Stamey and William W. Stringfield, with a favorable recommendation.

ENGROSSED BILLS.

Mr. Lindsay, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrnc of that body:

S. B. 479, bill to amend section 768 of The Code, relative to County Treasurers. Amended.

S. B. 485, bill to allow the Sheriff of Rockingham County to pay J. M. Weatherly a school claim.

S. B. 541, bill to stablish a free ferry across the Cape Fear River at Elizabethtown.

S. B. 551, bill to amend the charter of Asheville School.

S. B. 566, bill to regulate the fees of Notaries Public and others in cases of protest.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State·

S. B. 473, H. B. 599, an act to incorporate the Blue Ridge and Atlantic Railway Company.

S. B. 526, H. B. 463, an act for the relief of J. A. Parsons, a public school teacher, of Clay County.

S. B. 524, H. B. 347, An act for the relief of N. O. Petree, Clerk of the Superior Court of Stokes County.

S. B. 525, H. B. 401, An act to prohibit fishing in Deep Creek, in Swain County.

S. B. 529, H. B. 561, An act for the relief of Miss Maggie Gamble, a school teacher, of Gaston County.

S. B. 561, H. B. 702, An act for the protection of deer in Caswell County.

S. B. 456, H. B. 947, An act to appoint a committee to investigate the management of the North Carolina Institution for the Deaf, Dumb and Blind.

S. B. 469, H. B. 712, An act to incorporate the Asheville Wood-working Company, of Asheville, N. C.

S. B. 533, H. B. 655, An act to amend chapter one hundred and thirty-three (133) Public Laws of one thousand eight hundred and ninety-nine.

S. B. 503, H. B. 609, An act to prohibit the throwing of saw-dust into certain streams of Yancey County.

S. B. 33, H. B. 503, An act to exempt Daniel V. Davis, of Davie County, from license taxes on account of physical infirmity.

S. B. 520, H. B. 218, An act to amend chapter 155, Public Laws of 1897, relative to public schools in the town of Littleton, N. C.

S. B. 489, H. B. 206, An act to more effectually protect schools and religious gatherings in Ashe County.

S. B. 488, H. B. 57, An act to appoint Iredell Hilliard a Justice of the Peace.

S. B. 490, H. B. 74, An act to provide for the celebration of North Carolina Day in the public schools.

S. B. 504, H. B. 720, An act to provide for the payment of certain school claims in Transylvania County.

S. B. 467, H. B. 492, An act to establish Epsom High School District, Vance County, North Carolina.

S. B. 331, H. B. 147, An act to establish graded schools in the town of Enfield.

S. B. 534, H. B. 680, An act to incorporate the Bank of Montgomery.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 342, S. B. 610, bill to extend corporate limits of the town of Weaverville.

The bill is ordered placed on Calendar.

H. B. 805, S. B. 611, bill to provide for the revocation of the license of any insurance company which shall apply for removal of any action at law from a court of this State to a court of the United States, and to amend the Craig Law so

that it will not apply to insurance companies. Referred to Judiciary Committee.

H. B. 14, S. B. 615, bill to increase the number of Superior Court Judges and Judicial Districts.

Bill is ordered placed on to-day's Calendar.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Henderson, petition of W. J. Montgomery, W. A. Smith, and others, against appointment of a Justice of the Peace in Cabarrus County. Referred to Committee on Justices of the Peace.

By Mr. Webb, petition and resolution from the Ministers' Union, of Shelby, in favor of bill for stricter observance of the Sabbabth day. Referred to Committee on Propositions and Grievances.

By Mr. Broughton, petition of the North Carolina Conference of the Methodist Episcopal Church, South. Referred to Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Ward, S. B. 597, bill to permit teachers holding diplomas from State Normals to teach in the public schools without examination. Referred to Committee on Education.

By Mr. Morrison, S. B. 598, bill to establish graded schools and an electric light system in the town of Rockingham, Richmond County, N. C. Referred to Committee on Counties, Cities and Towns.

By Mr. Foushee, S. B. 599, bill to amend the road law of Durham County. Referred to Committee on Public Roads.

S. B. 600, bill to amend the charter of the city of Durham. Referred to Committee on Counties, Cities and Towns.

By Mr. Gudger, S. B. 601, bill to prohibit the sale and manufacture of liquors in Madison County. Referred to Committee on Propositions and Grievances.

By Mr. Lindsay, S. B. 602, bill to incorporate Sylvan School-House, in Ruffin Township, Rockingham County. Referred to Committee on Education.

By Mr. Broughton, S. B. 603, bill to incorporate the Trust Company of North Carolina. Referred to Committee on Corporations.

S. B. 604, bill to authorize the Governor and Council of State to purchase a site and build a warehouse for storage of Supreme Court reports and other public books, documents and records. Referred to Committee on Public Buildings and Grounds.

By Mr. Smith, S. B. 605, bill to appoint Justices of the Peace in Johnston County. Referred to Committee on Justices of the Peace.

By Mr. Henderson, S. B. 606, bill to amend section 8, chapter 235, Public Laws of 1899. Referred to Judiciary Committee.

By Mr. Dula, S. B. 607, bill for the relief of R. B. Watts, a public school teacher in Wilkes County. Referred to Committee on Education.

By Mr. Glenn, S. B. 608, bill to amend chapter 92, Laws of 1885. Referred to Committee on Railroads and Railroad Commission.

By Mr. McAllister, S. B. 609, bill to extend the authority of the Constable of the town of Mount Pleasant, in Cabarrus County. Referred to Judiciary Committee.

By Mr. Woodard, S. B. 612, bill to appoint an official hay and grain inspector for the county of Wilson. Referred to Judiciary Committee.

By Mr. Vann, S. B. 613, bill to amend an act relating to the Board of Health, chapter 214, Laws of 1893. Referred to Judiciary Committee.

S. B. 614, bill to provide special police at Nags Head, and for other purposes. Referred to Committee on Propositions and Grievances.

By Mr. Thomas, S. B. 616, bill to prohibit the manufacture or sale of spirituous liquors within two miles of Fairview Church, in Davidson County. Referred to Committee on Propositions and Grievances.

By Mr. Henderson, S. B. 617, bill to place Mrs. Jane S. Candell, widow of F. M. Candell, a Confederate soldier, on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 448, H. B. 428, bill to establish graded schools in Henderson Township, Vance County, upon third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Candler, Crisp, Dula, Foushee, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Scott, Smith, Thomas, Ward, Warren, Webb, Woodard —27.

The bill is ordered enrolled.

S. B. 486, bill to establish graded schools in the town of Selma, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller

of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Sugg, Thomas, Vann, Warren, Webb, Woodard—34.

The bill is ordered engrossed.

S. B. 556, bill to incorporate the Marion and Northwestern Railway Company, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Stringfield, Thomas, Vann, Warren, Webb, Woodard—35.

The bill is ordered engrossed.

S. B. 453, bill to incorporate the town of Landis, in Rowan County, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Stringfield, Thomas, Vann, Ward, Warren, Webb, Woodard—33.

S. B. 585, bill to allow the Commissioners of Wilkes County to levy a special tax, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stringfield, Thomas, Vann, Warren, Webb, Woodard—34.

H. B. 531, S. B. 45, bill to prevent hunting on the lands of another in Washington County without consent of owner, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 295, H. B. 299, bill to amend the act to incorporate the Wrightsville and Onslow Navigation Company, upon second reading.

Upon motion of Mr. Warren, the bill is re-referred to Committee on Corporations.

S. B. 351, bill to apportion the members of the House of Representatives, upon second reading.

Mr. Morton moves to amend,

Amend by substituting New Hanover County in place of Sampson, for two representatives.

The motion is lost.

Mr. Foushee moves to amend,

Amend original bill by giving Sampson one representative and Durham County two representatives.

The motion is lost.

Mr. Arrington calls for previous question.

Call sustained.

The amendment offered by the committee is adopted.

Mr. London moves to lay the bill over until Saturday.

The motion is lost.

Mr. Morton moves to lay the bill over until Tuesday.

The motion is lost.

The bill passes second and third readings, and is ordered engrossed.

S. B. 417, bill to authorize railroads and transportation companies existing under the laws of the State of North Carolina to lease, or be leased by, or to consolidate, or be consolidated with, and to make joint stock with railroads of adjoining States, upon second reading.

The bill fails to pass.

H. B. 427, S. B. 522, bill to amend chapter 26, Laws of 1887, in reference to drainage of low lands, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 536, bill to amend chapter 58, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 549, bill to prohibit the sale of intoxicant liquors within two miles of Samaria Baptist Church, in Nash County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 575, bill to incorporate the churches in Snow Creek Township, in Mitchell County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 478, bill to amend section 2148 of The Code, in regard to probate of wills, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 569, bill to provide for the State banking system of North Carolina, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 14, S. B. 615, bill to increase the number of Superior Court Judges and Judicial Districts, upon second reading.

Mr. London moves to amend.

Strike out 16 and insert 15 in line two of section one.

Pending further consideration of this bill, upon motion of Mr. Aycock, the Senate adjourns until Monday at 12 o'clock.

## TWENTY-NINTH DAY.

SENATE CHAMBER, February 11, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Mr. Jones.

Upon motion of Mr. Aycock, the reading of the Journal is dispensed with, and the same stands approved.

### ENGROSSED BILLS.

Mr. Crisp, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 478, a bill to be entitled, An act to amend section 2148 of The Code, in regard to probate of wills.

S. B. 486, a bill to establish graded schools in the town of Selma. Amended.

S. B. 549, a bill to prohibit the sale of intoxicant liquors within two miles of Samaria Baptist Church, in Nash County.

S. B. 575, a bill to incorporate the churches in Snow Creek Township, Mitchell County.

S. B. 351, a bill to apportion the members of the House of Representatives.

S. B. 536, a bill to amend chapter 58, Public Laws 1889. (An act for the investigation of fires.)

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 607, S. B. 627, bill to allow the Town Commissioners of the town of Beaufort to levy a special tax to purchase cemeteries. Referred to Committee on Counties, Cities and Towns.

H. B. 426, S. B. 626, bill to authorize the Commissioners of Halifax County to issue bonds to pay the indebtedness of said county. Referred to Committee on Counties, Cities and Towns.

H. B. 648, S. B. 625, bill to amend the charter of the town of Hendersonville. Referred to Committee on Counties, Cities and Towns.

H. B. 752, S. B. 624, bill to validate certain stock law elections held in Swain County, and levy taxes to erect fences around same. Referred to Committee on Counties, Cities and Towns.

H. B. 877, S. B. 623, bill to authorize the Commissioners of Beaufort County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 896, S. B. 622, bill to authorize the Commissioners for the town of Concord to issue bonds. Referred to Committee on Counties, Cities and Towns.

H. B. 916, S. B. 621, bill to amend chapter 285, Public Laws of 1891. Referred to Judiciary Committee.

H. B. 933, S. B. 620, bill to authorize the Commissioners of Anson County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 942, S. B. 619, bill to authorize and empower the Board of Commissioners of Madison County to use certain funds. Referred to Committee on Counties, Cities and Towns.

H. B. 658, S. B. 632, bill to incorporate the Trent River and Cape Fear Railroad and Logging Company. Referred to Committee on Corporations.

H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1889, chapter 277, Laws of 1895, and chapters 27 and 211, Laws of 1897, relating to divorce. Referred to Judiciary Committee.

H. B. 7, S. B. 634, bill to amend sections 1 and 2 of chapter 384 of the Public Laws of 1899. Referred to Judiciary Committee.

H. B. 608, S. B. 635, bill to validate certain acts of the County Commissioners of Yancey County, relating to stock law. Referred to Committee on Propositions and Grievances.

H. B. 695, S. B. 636, bill to establish a graded school at East Bend, Yadkin County. Referred to Committee on Education.

H. B. 673, S. B. 637, bill to prevent live stock from running at large in the counties of Watauga, Mitchell and Caldwell. Referred to Committee on Propositions and Grievances.

H. R. 999, S. R. 618, joint resolution to pay expenses of Committee visiting Institution for Deaf and Dumb at Morganton.

Upon motion of Mr. Burroughs, the resolution is placed on the Calendar.

PETITIONS.

Petitions are presented and disposed of as follows:

Upon motion of Mr. Aycock, petition of Schaffer Bros. is recalled from the Committee on Finance and referred to Judiciary Committee.

By Mr. Brown, petition of citizens of Western Prong Township, in Columbus, asking for a stock law. Referred to Committee on Propositions and Grievances.

Petition of citizens of Bogue Township, Columbus County, asking for the appointment of Justices of the Peace for said township. Referred to Committee on Justices of the Peace.

Petition of citizens of Columbus County, asking that W. I. Clewis and Marley Merritt be placed on the pension list. Referred to Committee on Pensions and Soldiers' Home.

Petition of citizens of Tatom's Township, in Columbus County, asking for a better system of working public roads. Referred to Committee on Public Roads.

By Mr. Foushee, petition of citizens of Durham, asking

for an extension of the city limits. Referred to Committee on Counties, Cities and Towns.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Currie, S. B. 628, bill to incorporate the town of Clarkton, in the county of Bladen. Referred to Committee on Counties, Cities and Towns.

By Mr. Calvert, S. B. 629, bill to place the name of J. W. Smith, S. T. Pruden and A. W. Liverman on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Smith, S. B. 630, bill to amend section 914 of The Code, relative to extra terms of the Superior Courts. Referred to Committee on Judiciary.

By Mr. Webb, S. B. 631, bill to amend chapter 35, chapter 374, Public Acts of 1893. Referred to Judiciary Committee.

By Mr. Brown, S. B. 638, bill to regulate the sale of cigarettes in North Carolina. Referred to Committee on Propositions and Grievances.

### MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency the Governor, Charles B. Aycock, informing the Senate of vacancies on the Board of Trustees of the University, which is referred to the Committee on Trustees of the University.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 453, bill to incorporate the town of Landis, in Rowan County, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Brown, Calvert, Candler, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, Long, McAllister, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Vann, Ward, Warren, Webb, Woodard—32.

The bill is ordered engrossed.

S. B. 585, bill to allow the Commissioners of Wilkes County to levy a special tax, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, Long, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Woodard—36.

Bill is ordered engrossed.

H. B. 14, S. B. 615, bill to increase the number of Superior Court Judges and Judicial Districts, upon second reading.

Mr. Candler moves to amend,

Amend by striking out the word "sixteen" and inserting the word "fourteen."

By consent, the bill is laid aside temporarily.

Upon motion of Mr. Smith, the rules are suspended and S. B. 630, bill to amend section 914 of The Code, relative to extra terms of the Superior Court, is placed on its immediate passage.

Mr. Gudger moves to amend,

Amend section 1 by adding at the end of said section, "except actual expenses to be paid by the county in which the special term is held."

The amendment is adopted.

Mr. Smith moves to amend,

Substitute for section 2.

SEC. 2. This act shall be in force from and after July 1, 1901.

The amendment is adopted.

The bill, as amended, passes second and third readings, and, upon motion of Mr. Ward, is ordered engrossed and sent to the House of Representatives for the concurrence of that body.

H. B. 286, S. B. 319, bill to amend section 752, volume 1, of The Code of North Carolina, in reference to printing statement of county finance, upon second reading.

Upon motion of Mr. Webb, the bill is laid upon the table.

S. B. 477, bill to refund certain taxes in Chatham County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 512, bill to punish certain officers failing to discharge their official duties, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 514, bill to amend section 1858 of The Code, upon second reading.

Bill passes second reading, and, upon motion of Mr. Scott, is placed on the Calendar until to-morrow.

S. B. 511, bill to amend chapter 17, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

Upon motion of Mr. Aycock, S. B. 596, H. B. 41, bill to secure the passage of fish in the Cape Fear and Northeast rivers, is recalled from the Committee on Propositions and Grievances and placed upon its immediate passage.

The bill passes second reading.

H. B. 606, S. B. 531, bill to amend chapter 79, Public Laws of 1899, relating to wrecking interests, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 538, bill to abolish the office of Standard Keeper for Cumberland County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 542, bill to prohibit carrying pistols not concealed, upon second reading.

Upon motion of Mr. Henderson, the bill is laid on the table.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports as correctly engrossed:

S. B. 360, bill to amend section 914 of The Code relating to extra terms of the Superior Court.

Upon motion of Mr. Ward, the rules are suspended and the bill is ordered sent at once to the House of Representatives for the concurrence of that body.

S. B. 547, bill to change the dividing line between the Third and Ninth Townships, in Craven County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 548, bill to amend chapter 1, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

Upon motion of Mr. Aycock, H. B. 286, S. B. 319, bill to amend section 752, volume 1, of The Code of North Carolina, in reference to printing statement of county finances, is taken from the table and referred to Judiciary Committee.

H. B. 14, S. B. 615, bill to increase the number of Superior Court Judges and Judicial Districts, upon second reading.

Mr. Morrison calls the previous question.

The call is sustained.

The question is upon the adoption of the amendment offered by Mr. Candler, to strike out "sixteen" and insert "fourteen."

Upon its adoption, Mr. Candler calls for the ayes and noes.

Call is sustained.

The amendment is lost, ayes 9, noes 30, as follows:

Those voting in the affirmative are: Messrs. Buchanan, Candler, Crisp, Dula, McIntosh, Michael, Miller of Caldwell, Pinnix, Robeson—9.

Those voting in the negative are: Messrs. Arrington, Aycock, Brown, Burroughs, Calvert, Currie, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, Long, McAllister, McNeill, Miller of Pamlico, Morrison, Scott, Smith, Speight, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Woodard—30.

The question is upon the adoption of the amendment, offered by Mr. London, to strike out "sixteen" and insert "fifteen."

Upon its adoption, Mr. Thomas calls for the ayes and noes.

The call is sustained.

The amendment is lost, ayes 13, noes 25, as follows:

Those voting in the affirmative are: Messrs. Buchanan, Candler, Crisp, Dula, Lindsay, McIntosh, Michael, Miller of Caldwell, Pinnix, Robeson, Stringfield, Thomas, Webb—13.

Those voting in the negative are: Messrs. Arrington, Aycock, Brown, Burroughs, Calvert, Currie, Foushee, Glenn, Gudger, Henderson, Justice, Leak, Long, McAllister, McNeill, Miller of Pamlico, Morrison, Scott, Smith, Speight, Travis, Vann, Ward, Warren, Woodard—25.

The question is upon the passage of the bill, upon its second reading.

Mr. Candler calls for the ayes and noes.

The call is not sustained.

The bill passes second reading.

Upon its third reading, Mr. Candler calls for the ayes and noes.

The call is sustained.

The bill passes third reading, ayes 26, noes 12, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Brown, Burroughs, Calvert, Currie, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Long, McAllister, McNeill, Miller of Pamlico, Morrison, Smith, Speight, Stringfield, Travis, Vann, Ward, Warren, Woodard—26.

Those voting in the negative are: Messrs. Buchanan, Candler, Crisp, Dula, Lindsay, McIntosh, Michael, Miller of Caldwell, Pinnix, Robeson, Thomas, Webb—12.

The bill is ordered enrolled.

Upon motion of Mr. Morrison, S. B. 598, bill to establish graded schools and an electric light system in the town of Rockingham, Richmond County, North Carolina, is recalled from the Committee on Counties, Cities and Towns and placed on the Calendar.

H. R. 999, S. R. 618, joint resolution to pay expenses of committee visiting Institution of Deaf and Dumb at Morganton, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Crisp, the Senate adjourns until tomorrow at 11 o'clock.

## THIRTIETH DAY.

SENATE CHAMBER, February 12, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Pittenger.

Upon motion of Mr. Aycock, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Marshall indefinitely, by request of Mr. Pinnix.

The courtesies of the floor are extended to ex-Senator Cooley, of Nash, by request of Mr. Woodard.

The courtesies of the floor are extended to Capt. L. J. Hoyle, by request of Mr. Webb.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, S. B. 107, bill making certain parts of Chowan, Perquimans and Pasquotank counties a Stock Law District, with a favorable recommendation.

H. B. 389, S. B. 338, bill to prohibit the sale of spirituous liquors in Buncombe and McDowell counties within six miles of Black Mountain, with a favorable recommendation.

Upon motion of Mr. Brown, the rules are suspended and the bill is placed on its immediate passage.

From the Judiciary Committee:

By Mr. Vann, H. B. 916, S. B. 621, bill to amend chapter 285, Public Laws of 1891, with a favorable recommendation.

By Mr. Henderson, S. B. 606, bill to amend section 8 of chapter 235, of the Public Laws of 1899, with a favorable recommendation.

By Mr. Woodard, H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1899, chapter 277, Laws of 1895, and chapters 29 and 211, Laws of 1899, relative to divorce.

The committee offers an amendment and reports the bill favorably as amended.

S. B. 613, bill to amend An act relating to the Board of Health, chapter 214, Laws of 1893, with a favorable recommendation.

By Mr. Travis, S. B. 540, bill to incorporate churches and schools, with an unfavorable recommendation.

H. B. 454, S. B. 528, bill conferring upon the Governor the power to fill vacancies in Corporation Commission, with a favorable recommendation.

H. B. 425, S. B. 418, bill to allow removal of cases from Mayor to Mayors *pro tem.*, with an unfavorable recommendation.

By Mr. Morrison, H. B. 286, S. B. 319, bill to amend section 752, volume 1, of The Code of North Carolina, in reference to printing statements of county finance, with a favorable recommendation.

By Mr. Vann, S. B. 132, bill to amend section 2222 of The Code, and to promote Agricultural Fairs and Societies, with an unfavorable recommendation.

By Mr. Webb, H. B. 805, S. B. 611, bill to provide for the revocation of the license of any insurance company which shall apply for removal of any action at law from a court of this State to a court of the United States, and to amend the Craig Law so that it will not apply to insurance companies, with a favorable recommendation.

The bill is ordered placed upon its immediate passage.

S. B. 631, bill to amend section 35, chapter 374, Public Acts of 1893, with a favorable recommendation.

By Mr. James, S. B. 194, bill to protect owners of timber, with an unfavorable recommendation.

By Mr. Justice, S. B. 574, bill to cure certain defects in issuing and certifying copies of grants from the offices of the Secretary of State, with a favorable recommendation.

By Mr. Ward, S. B. 226, bill to regulate hearings of injunctions in cases of trespass on timber lands.

The committee recommends a substitute.

By Mr. Justice, S. B. 638, bill to regulate the sale of cigarettes in North Carolina.

The Judiciary Committee recommends that this bill be referred to Committee on Propositions and Grievances.

From the Committee on Counties, Cities and Towns:

By Mr. Dula, H. B. 216, S. B. 410, bill to create a new township in Haywood County, to be known as Cecil Township, with a favorable recommendation.

H. B. 426, S. B. 626, bill to authorize the Commissioners of Halifax County to issue bonds to pay the indebtedness of said county, with a favorable recommendation.

By Mr. Warren,H. B. 752,S. B. 624, bill to validate certain stock law elections held in Swain County, and levy tax for the erection of fences around same, with a favorable recommendation.

H. B. 942, S. B. 619, bill to authorize and empower the Board of Commissioners of Madison County to use certain funds, with a favorable recommendation.

H. B. 933, S. B. 620, bill to authorize the Commissioners of Anson County to levy a special tax, with a favorable recommendation.

By Mr. Leak, H. B. 896, S. B. 622, bill supplemental to an act, entitled, An act to authorize the Commissioners for the town of Concord to issue bonds, ratified the 25th day of January, 1901, with a favorable recommendation.

H. B. 877, S. B. 623, bill to authorize the Commissioners of Beaufort County to levy a special tax, with a favorable recommendation.

S. B. 628, bill to incorporate the town of Clarkton, in the county of Bladen, with a favorable recommendation.

By Mr. Smith, H. B. 648, S. B. 625, bill to amend the charter of the town of Hendersonville, with a favorable recommendation.

From the Committee on Claims:

By Mr. Gudger, H. R. 464, S. R. 367, resolution to pay J. N. Holding, Esq., for attorney fee as counsel for Printing Committee of 1899, with a favorable recommendation.

S. B. 394, bill to pay Mrs. Maria Cole six dollars due from direct land fund, with a favorable recommendation.

Upon motion of Mr. Warren, H. B. 942, S. B. 619, bill to authorize and empower the Board of Commissioners of Madison County to use certain funds, is taken from the Calendar and referred to the Judiciary Committee.

ENGROSSED BILLS.

Mr. Lindsay, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 556, a bill to incorporate the Marion and Northwestern Railway Company.

S. B. 585, a bill to allow the Commissioners of Wilkes County to levy a special tax.

S. B. 548, a bill to amend chapter 1, Public Laws of 1899.

S. B. 547, a bill to change the dividing line between the Third and the Ninth townships, in Craven County.

S. B. 538, a bill to abolish the office of Standard Keeper for Cumberland County.

S. B. 569, a bill to provide for the State banking system of North Carolina.

S. B. 512, a bill to punish certain officers failing to discharge their official duties.

S. B. 453, a bill to incorporate the town of Landis, in Rowan County.

S. B. 511, a bill to amend chapter 17, Public Laws of 1899.

S. B. 477, a bill to refund certain taxes in Chatham County.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Thomas, petition against incorporating the Missionary Baptist Church at Abbott's Creek, in Davidson County. Referred to Committee on Corporations.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Buchanan, S. B. 649, bill to place the name of M. A. Roberson, of Mitchell County, on the State pension roll. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Michael, S. B. 650, bill for the relief of James Winkler, Sr., an ex-Confederate soldier, of Watauga County. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Glenn, S. B. 651, bill to appoint certain Justices of the Peace in Guilford County. Referred to Committee on Justices of the Peace.

By Mr. Vann, S. B. 652, bill to prevent hunting on lands of another in Pasquotank County. Referred to Committee on Propositions and Grievances.

By Mr. Leak, S. B. 653, bill to amend chapter 162, Public Laws of 1899.

The bill is placed upon the Calendar.

By Mr. Wood, S. B. 654, bill for the protection of cities and towns. Referred to Judiciary Committee.

By Mr. Henderson, S. B. 655, bill to authorize the Board of Commissioners of Rowan County to issue bonds. Referred to Committee on Counties, Cities and Towns.

By Mr. Buchanan, S. B. 656, bill to incorporate certain churches in Mitchell County. Referred to Committee on Corporations.

By Mr. Burroughs, S. B. 657, bill to place the name of

John W. Hicks and James A. Short on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Miller of Pamlico, S. B. 658, bill to establish stock law in portions of Pamlico County. Referred to Committee on Propositions and Grievances.

By Mr. Arrington, S. R. 659, resolution to pay expenses of joint sub-committee, who visited the State Hospital at Morganton.

The resolution is placed on the Calendar.

By Mr. Justice, S. B. 660, bill with reference to jointures. Referred to Committee on Judiciary.

By Mr. Dula, S. B. 661, bill to appoint William M. Lee a Justice of the Peace for Wilkes County. Referred to Committee on Justices of the Peace.

By Mr. Henderson, S. B. 662, bill to provide a suitable building for a State Arsenal, the Bureau of Labor and Printing, storage, and Legislative Committee rooms. Referred to Committee on Public Buildings and Grounds.

By Mr. Morrison, S. R. 663, resolution providing for clerk for Committees on Congressional, Judicial and Senatorial Districts.

The resolution is placed upon its immediate passage.

By Mr. Glenn, S. B. 664, bill to incorporate Zion's Chapel, in Guilford County.

The bill is placed upon its immediate passage.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 621, H. B. 916, bill to amend chapter 285, Public Laws 1891, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Buchanan, Burroughs, Calvert, Candler, Crisp, Cur-

rie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, Long, McAllister, McNeill, Michael, Morrison, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—37.

S. B. 622, H. B. 896, bill to be entitled, An act supplemental to an act to authorize the Commissioners for the town of Concord to issue bonds, ratified the 25th day of January, A. D. 1901, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, Long, McAllister, McNeill, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—38.

S. B. 565, H. B. 444, bill to incorporate the town of Pinnacle, in Stokes County, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Brown, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn. Gudger, Henderson, James, Justice, Leak, Lindsay, Long, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—38.

S. B. 598, bill to establish graded schools and an electric light system in the town of Rockingham, Richmond County, North Carolina, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander,

Arrington, Bray, Brown, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, Long, McAllister, McNeill, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—36.

H. B. 41, S. B. 596, bill to secure the passage of fish in the Cape Fear and Northeast rivers, upon third reading.

Bill passes third reading, and is ordered enrolled.

Upon motion of Mr. Vann, S. B. 514, bill to amend section 1858 of The Code, is taken from the Calendar and referred to the Judiciary Committee.

S. B. 410, H. B. 216, bill to create a new township in Haywood County, to be known as Cecil Township, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 457, bill to protect farmers and merchants, upon second reading.

Upon motion of Mr. Henderson, the bill is laid upon the table.

S. B. 554, bill to amend section 706 of The Code, relative to special meetings of Commissioners of Durham County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 353, S. B. 558, bill for the relief of certain officers and witnesses, who attend the courts as witnesses before the grand jury, upon second reading.

Upon motion of Mr. Henderson, the bill is laid upon the table.

S. B. 577, bill to amend chapter 158, Laws of 1883, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 584, bill to amend chapter 261, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. R. 588, resolution in behalf of John W. Stamey and William W. Stringfield, upon second reading.

Resolution passes second and third readings, and is ordered engrossed.

S. B. 589, bill to change the name of the town of Saul's Cross-Roads to Eureka, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 592, bill to amend the charter of the Salisbury and Coast Line Railroad, upon second reading.

Bill passes second and third readings, and is ordered en grossed.

S. B. 593, bill regulating licenses of pharmacists, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 131, S. B. 595, bill to extend the time for registering grants and cure certain defective registrations, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 342, S. B. 610, bill to extend the corporate limits of the town of Weaverville, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 805, S. B. 611, bill to provide for the revocation of the license of any insurance company which shall apply for removal of any action at law from a court of this State to a court of the United States, and to amend the Craig Law so that it will not apply to insurance companies, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 653, bill to amend chapter 162, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. R. 659, resolution to pay expenses of joint sub-committee, who visited the State Hospital at Morganton, upon second reading.

Resolution passes second and third readings, and is ordered engrossed.

S. B. 613, bill to amend an act relating to the Board of Health, chapter 214, Laws of 1893, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1889, chapter 277, Laws of 1895, and chapters 29 and 211, Laws of 1899, relating to divorce, upon second reading.

Mr. Henderson moves to concur in the second amendment offered by the committee.

Upon motion of Mr. Aycock, the bill is made a special order for next Friday at 12 o'clock.

H. B. 389, S. B. 338, bill to prohibit the sale of spirituous liquors in Buncombe and McDowell counties, within six miles of Black Mountain, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. R. 663, resolution providing for Clerk for Committees on Congressional, Judicial and Senatorial Districts, upon second reading.

Resolution passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency, the Governor, Charles B. Aycock, transmitting the report of Hon. J. Bryan Grimes, Secretary of State, which is referred to Committee on Public Buildings and Grounds.

THE CALENDAR

is resumed.

S. B. 664, bill to incorporate Zion's Chapel, in Guilford County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

Upon motion of Mr. Webb, H. R. 464, S. R. 367, resolution to pay J. N. Holding, Esq., attorney fee as counsel for Printing Committee of 1899, is placed upon its immediate passage.

The resolution passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Candler, the Senate adjourns until to-morrow morning at 11 o'clock.

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## THIRTY-FIRST DAY.

SENATE CHAMBER, February 13, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. M. M. Marshall.

Upon motion of Mr. Woodard, reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Lieutenant-Governor Turner for this week.

The President announces that Mr. Stringfield and Mr.

Long are appointed on the committee to make contract for printing the sketches of the North Carolina regiments.

The President announces that Messrs. Lindsay and Woodard are appointed on the special committee to investigate the Blind Asylum.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Vann, S. B. 614, bill to provide for special police at Nags Head, and for other purposes, with a favorable recommendation.

H. B. 380, S. B. 559, bill to repeal chapter 353, Laws of 1897, relating to stock law, with a favorable recommendation.

By Mr. Ward, H. B. 695, S. B. 636, bill to establish a graded school at East Bend, Yadkin County, with a favorable recommendation.

By Mr. Miller of Pamlico, S. B. 658, bill to establish stock law in portion of Pamlico County, with a favorable recommendation.

By Mr. Stringfield, H. B. 608, S. B. 635, bill to validate certain acts of the County Commissioners of Yancey County, relating to stock law, with a favorable recommendation.

By Mr. Robeson, S. B. 652, bill to prevent hunting on lands of another in Pasquotank County, with a favorable recommendation.

By Mr. McNeill, H. B. 673, S. B. 637, bill to prevent live stock from running at large in the counties of Caldwell, Watauga and Mitchell, with a favorable recommendation.

S. B. 601, bill to prohibit the sale and manufacture of liquors in Madison County, with a favorable recommendation.

The bill is ordered placed on its immediate passage.

S. B. 638, bill to regulate the sale of cigarettes in North Carolina, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Foushee, S. B. 215, bill to enforce the collection of rents, with an unfavorable recommendation.

H. B. 7, S. B. 634, bill to amend sections 1 and 2 of chapter 384 of the Public Laws of 1899, with a favorable recommendation.

By Mr. James, S. B. 660, bill with reference to jointures, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Morton, H. B. 658, S. B. 632, bill to incorporate the Trent River and Cape Fear Railroad and Logging Company, with a favorable recommendation.

By Mr. Lindsay, S. B. 656, bill to incorporate certain churches in Mitchell County.

Upon recommendation of the committee, the bill is referred to Committee on Propositions and Grievances.

H. B. 788, S. B. 563, bill to incorporate Edgewood School-House, in Caswell County.

Upon recommendation of the committee, the bill is referred to Committee on Propositions and Grievances.

From the Committee on Counties, Cities and Towns:

By Mr. Smith, S. B. 600, bill to amend the charter of the city of Durham.

The committee reports the bill unfavorable, and recommends a substitute.

By request of Mr. Thomas, S. B. 616, bill to prohibit the sale or manufacture of spirituous liquors within two miles of Fairview Church, in Davidson County, is withdrawn from the Committee and returned to the introducer.

## ENGROSSED BILLS.

Mr. Crisp, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 593, a bill regulating license of pharmacists.

S. B. 577, a bill to amend chapter 158, Laws of 1883.

S. B. 584, a bill to amend chapter 261, Public Laws of 1899.

S. B. 592, a bill to amend the charter of the Salisbury and Fayetteville Coast Line Railroad.

S. B. 613, a bill to amend An act relating to the Board of Health, chapter 214, Laws of 1893.

S. B. 664, a bill to incorporate Zion's Chapel, in Guilford County.

S. B. 589, a bill to change the name of the town of Saul's Cross-Roads to Eureka.

S. R. 588, resolution in behalf of John W. Stamey and Wm. W. Stringfield.

S. R. 659, resolution to pay expenses of joint sub-committee, who visited the State Hospital at Morganton.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 637, S. B. 639, An act to repeal chapter 412 of Public Laws 1895. Referred to Judiciary Committee.

H. B. 266, S. B. 640, An act for the relief of J. L. Griffin and others. Referred to Committee on Propositions and Grievances.

H. B. 306, S. B. 641, An act to amend chapter 368 of the Public Laws of 1899. Referred to Judiciary Committee.

H. B. 383, S. B. 642, An act to amend section 14, chapter 235, Public Laws 1899, relating to registration. Referred to Judiciary Committee.

H. B. 404, S. B. 643, An act for benefit of office of Superior Court Clerk for Scotland County. Referred to Committee on Propositions and Grievances.

H. B. 424, S. B. 644, An act to prohibit the sale or manufacture of liquors within two miles of Unity Church, Rowan County. Ordered placed on its immediate passage.

H. B. 844, S. B. 645, An act to incorporate the Duplin and Onslow Railway Company. Referred to Committee on Railroad and Railroad Commission.

H. B. 489, S. B. 646, An act to protect the owners of timber in Wilkes County. Referred to Committee on Propositions and Grievances.

H. B. 539, S. B. 647, An act for the protection of domestic animals in Yancey County. Referred to Committee on Agriculture.

H. B. 670, S. B. 648, An act to provide for the auditing and recording of final returns of Commissioners to sell real or personal property. Referred to Judiciary Committee.

H. B. 604, S. B. 665, a bill to incorporate Snow Hill Banking and Trust Company, Snow Hill, N. C. Referred to Committee on Banks and Currency.

H. B. 966, S. B. 666, a bill to authorize the Board of Commissioners of Forsyth County to fund its debt, and levy taxes for the payment of same. Ordered placed on immediate passage.

H. B. 961, S. B. 667, a bill to authorize the Commissioners of McDowell County to issue bonds to improve and enlarge the court-house in Marion. Referred to Committee on Propositions and Grievances.

H. B. 952, S. B. 668, a bill to authorize the Commissioners of Harnett County to issue bonds to build a bridge across Cape Fear River, and to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 967, S. B. 669, a bill to authorize the Commissioners of Haywood County to levy a special tax. Referred to Committee on Propositions and Grievances.

H. B. 635, S. B. 670, a bill to authorize the town of Dunn, Harnett County, North Carolina, to issue bonds for public

improvements, and to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 534, S. B. 671, a bill authorizing the Governor of the State to employ counsel for the defence of certain persons under indictment in the Federal Court in the State.

Mr. Henderson moves to place the bill on the Calendar.

On this motion, Mr. Candler calls for the ayes and noes.

The call is sustained.

The motion is adopted, ayes 30, noes 10, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Brown, Calvert, Foushee, Foy, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, McAllister, McNeill, Miller of Pamlico, Morrison, Morton, Smith, Speight, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—30.

Those voting in the negative are: Messrs. Buchanan, Candler, Crisp, Dula, Marshall, McIntosh, Michael, Miller of Caldwell, Pinnix, Robeson,—10.

H. B. 869, S. B. 672, a bill to amend the charter of the town of Laurinburg. Referred to Committee on Counties, Cities and Towns.

H. B. 785, S. B. 673, a bill to incorporate the town of Spencer, in Rowan County. Referred to Committee on Counties, Cities and Towns.

H. B. 651, S. B. 674, a bill to authorize the Commissioners of the county of Johnston to work convicts upon the public roads of said county. Referred to Committee on Public Roads.

H. B. 760, S. B. 675, a bill to authorize School District No. 2, of District No. 11, Haywood County, to levy a special tax to erect school-house. Referred to Judiciary Committee.

H. B. 793, S. B. 676, a bill to establish a supplementary school district in White House Township, Robeson County. Referred to Committee on Education.

H. B. 741, S. B. 677, a bill to prohibit hunting and fish-

ing on any lands in Mitchell County, except by written consent of the owner. Referred to Committee on Propositions and Grievances.

H. B. 672, S. B. 678, a bill to amend the charter of the Carolina Northwestern Railway Company. Referred to Committee on Corporations.

PETITIONS.

By Mr. Morton, petition from citizens of New Hanover County regarding pigeon shooting. Referred to Committee on Propositions and Grievances.

By Mr. Thomas, petition to incorporate Spring Hill Church, in Davidson County. Referred to Committee on Propositions and Grievances.

By Mr. McAllister, petition from citizens of Cabarrus County in regard to the appointment of Justices of the Peace. Referred to Committee on Justices of the Peace.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Foushee, S. B. 679, bill to authorize the Secretary of State to print the election returns for 1898 and 1900.

The bill is placed on the Calendar.

By Mr. Miller of Caldwell, S. B. 680, bill for relief of J. H. McRary, an ex-Confederate soldier, of Caldwell County. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Broughton, S. B. 681, bill to incorporate the Charlotte, Monroe and Columbia Railroad Company. Referred to Committee on Railroads and Railroad Commission.

By Mr. Justice, S. B. 682, bill to amend chapter 49, Acts of 1887, and section 3613 of The Code of North Carolina. Referred to Judiciary Committee.

S. B. 683, bill to incorporate the Rutherfordton, Hickory-

nut Gap and Asheville Railway. Referred to Committee on Railroads and Railroad Commission.

By Mr. Woodard (by request), S. B. 684, bill to amend The Code, in regard to writs of *venire facias*. Referred to Judiciary Committee.

By Mr. Henderson, S. B. 685, bill to amend subsection 4 of chapter 501, of The Code, concerning the statute of limitations, in reference to the judgments against the owner of a homestead. Referred to the Judiciary Committee.

By Mr. Woodard (by request), S. B. 686, bill in relation to the purchase of real estate by municipal corporations. Referred to Judiciary Committee.

By Mr. Speight, S. B. 687, bill to establish a dispensary in No. 1 Township, in Edgecombe County. Referred to Committee on Propositions and Grievances.

By Mr. Calvert, S. B. 688, bill to place the name of John A. Sorsby on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

By Mr. London, S. B. 689, bill to provide for State depository and regulate the deposit of public moneys therein. Referred to Finance Committee.

By Mr. Arrington, S. B. 690, bill to amend section 953 of The Code. Referred to Judiciary Committee.

By Mr. Gudger (by request), S. B. 691, bill to provide for the registration of architects. Referred to the Committee on Corporations.

By Mr. McAllister (by request), S. B. 692, bill to amend the charter of the town of Mt. Pleasant, Cabarrus County. Referred to Committee on Counties, Cities and Towns.

By Mr. Woodard, S. B. 693, bill for the relief of M. M. Williams, John H. Morton, J. D. Farmer, John W. Moore, W. M. Estridge, infirm and disabled ex-Confederate veterans, of Wilson County. Referred to Committee on Pensions and Soldiers' Home.

THE CALENDAR.

Bills and resolution on the Calendar are taken up and disposed of as follows:

S. B. 622, H. B. 896, bill to be entitled, An act supplemental to an act to authorize the Commissioners for the town of Concord to issue bonds, ratified the 25th day of January, 1901, upon third reading.

The bill passes third reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Broughton, Buchanan, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—39.

Bill is ordered enrolled.

S. B. 598, bill to establish graded schools and an electric light system in the town of Rockingham, Richmond County, North Carolina, upon third reading.

Amendment is adopted.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Stringfield, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—38.

Bill is ordered engrossed.

S. B. 621, H. B. 916, bill to amend chapter 285, Public Laws 1891, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Broughton, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Thomas, Vann, Ward, Warren, Wood, Woodard—37.

Bill is ordered enrolled.

S. B. 565, H. B. 444, bill to incorporate the town of Pinnacle, in Stokes County, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Broughton, Buchanan, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Long, McNeill, Michael, Miller of Pamlico, Morton, Pinnix, Scott, Smith, Speight, Stringfield, Thomas, Vann, Ward, Warren, Wood, Woodard—32.

The bill is ordered enrolled.

S. B. 625, H. B. 648, bill to amend the charter of the town of Hendersonville, upon second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Bray, Broughton, Calvert, Candler, Crisp, Dula, Glenn, Gudger, Leak, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Smith, Speight, Stringfield, Travis, Vann, Ward, Warren, Wood, Woodard —27.

S. B. 624, H. B. 752, bill to validate certain stock law elections held in Swain County, and levy tax for the erection of fences around same, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington,

Aycock, Bray, Buchanan, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Leak, London, Long, Marshall, McIntosh, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Robeson, Smith, Speight, Vann, Ward, Warren, Woodard—31.

S. B. 626, H. B. 426, bill to authorize the Commissioners of Halifax County to issue bonds to pay the indebtedness of said county, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Leak, London, Long, McAllister, McNeill, Michael, Miller of Pamlico, Morrison, Pinnix, Scott, Smith, Speight, Stringfield, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 623, H. B. 877, bill to authorize the Commissioners of Beaufort County to levy a special tax, upon second reading.

The bill passes second reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Bray, Broughton, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Leak, London, Long, Marshall, McAllister, McNeill, Miller of Caldwell, Miller of Pamlico, Pinnix, Scott, Speight, Stringfield, Ward, Warren, Wood, Woodard—28.

S. B. 620, H. B. 933, bill to authorize the Commissioners of Anson County to levy a special tax, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Bray, Broughton, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott,

Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Wood, Woodard—36.

S. B. 107, bill making certain parts of Chowan, Perquimans and Pasquotank counties a Stock Law District, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 132, bill to amend section 2222 of The Code, and to incorporate Agricultural Fairs and Societies, upon second reading.

Upon motion of Mr. Ward, the bill is laid upon the table.

S. B. 194, bill to protect owners of timber.

Upon motion of Mr. Brown, the bill is laid upon the table.

S. B. 226, bill to regulate hearings of injunctions in cases of trespass on timber lands, upon second reading.

Mr. Brown moves to amend,

Srtike out the words "*prima facie*" whenever they appear in the substitute.

The amendment is adopted, and the bill, as amended, passes second reading.

Upon motion of Mr. Gudger, the bill is placed upon its third reading.

Mr. Ward moves to amend,

By inserting in section 1, in line 7, after the word "shall" the word "satisfactorily."

The amendment is adopted.

Mr. Aycock moves to refer to the Judiciary Committee.

The motion is lost.

Mr. Travis moves to reconsider the motion by which this bill was put upon its third reading, and let the bill be re-referred to the Judiciary Committee.

The motion is lost.

The bill passes third reading, and is ordered engrossed.

An invitation is read, inviting the members of the Senate to be present at a debate given by the Literary Societies of Wake Forest College.

Mr. Justice moves that the Senate return thanks for the invitation, and that the Clerk notify the Societies of their acceptance.

The motion is adopted.

Upon motion of Mr. Webb, the Senate adjourns until tomorrow at 10:30 o'clock.

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## THIRTY-SECOND DAY.

SENATE CHAMBER, February 14, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. W. D. Hubbard.

Upon motion of Mr. McAllister, the reading of the Journal is dispensed with, and the same stands approved.

The President announces that Messrs. Vann and Ward are appointed as the Senate branch of the committee to examine into the expenses of the Steamer Lilly.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Judiciary Committee:

By Mr. Vann, H. B. 283, S. B. 495, bill to appoint Rufus Amis a Justice of the Peace for Oak Hill Township, Granville County, with a favorable recommendation.

H. B. 760, S. B. 675, bill to authorize School District No. 2, of District No. 11, Haywood County, to levy special tax to erect school-house, with a favorable recommendation.

By Mr. Woodard, S. B. 612, bill to appoint an official hay and grain inspector for the county of Wilson, with a favorable recommendation.

H. B. 253, S. B. 468, bill to appoint Justices of the Peace

and Constable in Williams Township, in Chatham County, with a favorable recommendation.

S. B. 590, bill to repeal chapter 255, Laws of 1899, with a favorable recommendation.

By Mr. Arrington, H. B. 637, S. B. 639, bill to repeal chapter 412, of Public Laws of 1895, with a favorable recommendation.

S. B. 690, bill to amend section 953 of The Code, with a favorable recommendation.

By Mr. Morrison, H. B. 306, S. B. 641, bill to amend chapter 368 of the Public Laws of 1899, with a favorable recommendation.

S. B. 686, bill in relation to the purchase of real estate by municipal corporations, with a favorable recommendation.

By Mr. Justice, H. B. 383, S. B. 642, bill to amend section 14, chapter 235, Public Laws of 1899, relating to registration, with an unfavorable recommendation.

From the Committee on Corporations:

By Mr. Morton, H. B. 299, S. B. 295, bill to amend the act to incorporate the Wrightsville and Onslow Navigation Company. The Committee offers a substitute, and recommends that it do pass.

By Mr. Henderson, S. B. 603, bill to incorporate the Trust Company of North Carolina, with a favorable recommendation.

From the Committee on Public Roads:

By Mr. McAllister, S. B. 599, bill to amend the road law of Durham County, with a favorable recommendation.

H. B. 527, S. B. 404, bill for the benefit of the public roads of Louisburg Township, Franklin County, with a favorable recommendation.

H. B. 304, S. B. 376, bill to protect the roads of Pasquotank County from damage by log haulers, with a favorable recommendation.

H. B. 6, S. B. 328, bill to amend road law of Lincoln County, with a favorable recommendation.

From the Committee on Federal Relations:

By Mr. Currie, H. R. 629, S. R. 532, joint resolution to instruct the Senators and request the Representatives in Congress from North Carolina to support the bill providing for the purchase and preservation by the United States of Temple Farm and the Moore House, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Brown, S. B. 687, bill to establish a dispensary in No. 1 Township, Edgecombe County, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Leak, H. B. 45, S. B. 202, bill to permit the Commissioners of New Hanover to sell the old court-house and lot, with a favorable recommendation.

S. B. 506, bill to permit the Commissioners of New Hanover County to dispose of the old court-house and lot, with an unfavorable recommendation.

## ENGROSSED BILLS.

Mr. Burroughs, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 226, bill to regulate hearings of injunctions in cases of trespass on timber lands.

S. B. 107, bill making certain parts of Chowan, Perquimans and Pasquotank counties a stock-law district.

S. B. 598, bill to establish graded schools and an electric light system in the town of Rockingham, Richmond County, N. C.

## MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 835, S. B. 694, bill to repeal the charter of the town of Swepsonville, in Alamance County. Referred to Committee on Counties, Cities and Towns.

H. B. 558, S. B. 695, bill to incorporate the Elizabeth City Water Company. Referred to Committee on Corporations.

H. B. 417, S. B. 696, bill to appoint J. N Mease a Justice of the Peace for Beaverdam Township, in Haywood County. Referred to Committee on Justices of the Peace.

H. B. 623, S. B. 182, bill for the establishment of a graded school, to be known as Guilford Graded School, in Guilford County, N. C. Referred to Committee on Education.

H. B. 647, S. B. 697, bill to establish graded schools in the town of Hendersonville. Referred to Committee on Education.

H. B. 676, S. B. 698, bill to establish the stock-law in certain parts of McDowell County. Referred to Committee on Propositions and Grievances.

H. B. 717, S. B. 699, bill to incorporate the town of Bushnell, Swain County. Referred to Committee on Counties, Cities and Towns.

H. B. 1167, S. B. 700, resolution to pay expenses of Sub-Committee on Penal Institutions to visit State farms. Referred to Committee on Appropriations.

H. B. 270, S. B. 701, bill to pay jurors who are drawn on special venires in the County of Madison. Referred to Judiciary Committee.

H. B. 421, S. B. 702, bill to regulate the return of property seized under attachment, and to repeal sections 373 and 374 of The Code. Referred to Judiciary Committee.

H. B. 546, S. B. 703, bill to amend the charter of the E. L. Shiford Manufacturing Company. Referred to Committee on Corporations.

H. B. 694, S. B. 704, bill requiring the execution of all capital offenders to be private. Referred to Judiciary Committee.

H. B. 708, S. B. 705, bill to incorporate the Tuckaseegee High School, of Jackson County. Referred to Committee on Education.

H. B. 897, S. B. 706, bill for the relief of S. W. Davidson, of Cherokee County. Referred to Committee on Finance.

H. B. 724, S. B. 707, bill to amend chapter 263 of the Laws of 1887, relative to fishing in Potecasi Creek, in Hertford County. Referred to Committee on Propositions and Grievances.

H. B. 1183, S. B. 709, bill to prevent live stock from running at large in the County of Wilson. Placed on the Calendar.

H. B. 719, S. B. 708, bill to repeal chapter 16, volume 2, of The Code and for other purposes. Referred to Judiciary Committee.

H. B. 879, S. B. 721, bill to empower the Commissioners of Lincoln and Mecklenburg counties to erect a bridge across the Catawba River, connecting said counties. Referred to Committee on Counties, Cities and Towns.

H. B. 892, S. B. 720, bill to incorporate Oasis Temple Ancient Arabic Order Nobles of the Mystic Shrine. Referred to Committee on Propositions and Grievances.

H. B. 742, S. B. 722, bill to allow the Commissioners of Mitchell County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 277, S. B. 729, bill requiring the Treasurer of Madison County to pay S. W. Hall balance for teaching school. Referred to Committee on Education.

H. B. 816, S. B. 719, bill to incorporate the Southern Loan and Savings Bank, of Charlotte, N. C. Referred to Committee on Banks and Currency.

H. B. 267, S. B. 727, bill to prohibit fast riding or driving over bridges in Stokes and other counties. Referred to Committee on Public Roads.

H. B. 453, S. B. 726, bill for the relief of A. S. Ellen,

Clerk of the Superior Court of Ashe County. Referred to Judiciary Committee.

H. B. 601, S. B. 725, bill for working the public roads of Graham and Clay counties. Referred to Committee on Public Roads.

H. B. 917, S. B. 724, bill to incorporate the Eastern Insurance Company. Referred to Committee on Insurance.

H. B. 475, S. B. 170, bill for the relief of the Superior Court Clerk of Pamlico County. Referred to Judiciary Committee.

H. B. 515, S. B. 723, bill to amend chapter 375, Acts 1899, relating to public roads in Davidson County. Referred to Committee on Public Roads.

H. B. 547, S. B. 728, bill to regulate stock-law. Referred to Committee on Propositions and Grievances.

Upon motion of Mr. Buchanan, S. B. 698, H. B. 676, bill to establish the stock law in a certain part of McDowell County, is placed upon the Calendar.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr Calvert (by request), petition from citizens of the town of Seaboard and Seaboard Township, asking for a repeal of the Seaboard Dispensary. Referred to Committee on Propositions and Grievances.

By Mr. Morton, petition of citizens of Brunswick County in reference to increase of Commissioners. Referred to Committee on Counties, Cities and Towns.

By Mr. Scott, petition from citizens of Graham Township, Alamance County, against changing township lines. Referred to Committee on Counties, Cities and Towns.

By Mr. James, petition asking that the sale of liquor be prohibited within two miles of Solomon's Chapel, in Pitt County. Referred to Committee on Propositions and Grievances.

Petition asking that the sale of liquor be prohibited within two miles of Gum Swamp Church, in Pitt County. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Dula, S. B. 710, bill for the protection of crops in Wilkes County. Referred to Committee on Counties, Cities and Towns.

By Mr. Morton, S. B. 711, bill for the better government of Brunswick County. Referred to Committee on Counties, Cities and Towns.

S. B. 712, bill to amend chapter 488, Public Laws 1899, so as to make the same apply to Brunswick County. Referred to Committee on Counties, Cities and Towns.

By Mr. Gudger, S. B. 713, bill to incorporate the French Broad Power Company. Referred to Committee on Corporations.

By Mr. Miller of Pamlico, S. B. 714, bill to regulate pensions. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Alexander, S. B. 715, bill to establish a State Board of Embalming to regulate the practice of embalming and the care and disposition of the dead. Referred to Committee on Public Health.

By Mr. Thomas, S. B. 716, bill to appoint Justices of the Peace in Davidson County. Referred to Committee on Justices of the Peace.

By Mr. Morrison, S. B. 717, bill to amend section 1524 of The Code, relating to commissions allowed executors and administrators. Referred to Judiciary Committee.

By Mr. Burroughs, S. B. 718, bill to place the name of J. W. Robards on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

THE CALENDAR.

Bills and resolution on the Calendar are taken up and disposed of as follows:

S. B. 620, H. B. 933, bill to authorize the Commissioners of Anson County to levy a special tax, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Calvert, Candler, Crisp, Currie, Dula, Gudger, Henderson, James, Leak, London, Marshall, McAllister, McNeill, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Speight, Stikeleather, Thomas, Warren, Webb, Wood, Woodard—28.

Bill is ordered enrolled.

S. B. 623, H. B. 877, bill to authorize the Commissioners of Beaufort County to levy a special tax, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Calvert, Candler, Crisp, Currie, Dula, Henderson, James, Leak, London, McAllister, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Warren, Webb, Wood, Woodard—32.

Bill is ordered enrolled.

S. B. 624, H. B. 752, bill to validate certain stock law elections held in Swain County, and levy tax for the erection of fences around same, upon third reading.

The bill passes third reading, ayes 36, noes none as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Gudger, Henderson, James, Leak, London, McAllister, McNeill, Michael, Miller of Caldwell, Miller of

Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—36.

Bill is ordered enrolled.

S. B. 625, H. B. 648, bill to amend the charter of the town of Hendersonville, upon third reading.

The bill passes third reading, ayes 39, noes none, as follows:

Those voting in the affimrative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—39.

Bill is ordered enrolled.

S. B. 626, H. B. 426, bill to authorize the Commissioners of Halifax County to issue bonds to pay the indebtedness of said county, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Gudger, Henderson, James, Leak, Lindsay, London, Marshall, McAllister, McNeill, Michael, Morrison, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—37.

Bill is ordered enrolled.

S. B. 600, bill to amend the charter of the city of Durham, upon second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert,

Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—43.

S. B. 698, H. B. 676, bill to establish the stock law in a certain part of McDowell County, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—42.

S. B. 666, H. B. 966, bill to authorize the Board of Commissioners of Forsyth County to fund its debt and levy taxes for the payment of same, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—41.

S. B. 658, bill to establish stock law in portion of Pamlico County, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—41.

S. B. 636, H. B. 695, bill to establish a graded school at East Bend, Yadkin County, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McNeill, Michael, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb,Wood,Woodard —41.

S. B. 628, bill to incorporate the town of Clarkton, in the county of Bladen, upon second reading.

The bill passes second, reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McNeill, Michael, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—42.

H. B. 673, S. B. 637, bill to prevent live stock from running at large in the counties of Caldwell, Watauga and Mitchell, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Mr. Michael moves to reconsider the vote by which this bill passed third reading.

The motion is adopted, and, upon motion of Mr. Michael, is returned to the House of Representatives for a roll call on it.

S. B. 215, bill to enforce the collection of rents, upon second reading.

Upon motion of Mr. Woodard, the bill is laid on the table.

H. B. 286,S. B. 319, bill to amend section 752,volume 1, of The Code of North Crolina, in reference to printing statement of county finance, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 394, bill to pay Mrs. Maria Cole six dollars, due from direct land tax fund, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 425, S. B. 418, bill to allow removal of cases from Mayor to Mayors *pro tem.*, upon second reading.

Upon motion of Mr. Henderson, the bill is laid upon the table.

H. B. 454, S. B. 528, bill conferring upon the Governor the power to fill vacancies in Corporation Commission, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Dula,

S. B. 607, bill for the relief of R. B. Watts, a public school teacher in Wilkes County, is recalled from the Committee on Education and referred to Committee on Counties, Cities and Towns.

H. B. 534, S. B. 671, bill to authorize the Governor of the State to employ counsel for the defense of certain persons

under indictment in the Federal Courts of the State, upon second reading.

Mr. Henderson calls for the previous question.

Call sustained.

Mr. Marshall calls for ayes and noes.

Call sustained.

The bill passes second reading, ayes 36, noes 11, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Currie, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McNeill, Miller of Pamlico, Morrison, Morton, Smith, Scott, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard—36.

Those voting in the negative are: Messrs. Buchanan, Candler, Crisp, Dula, Marshall, McIntosh, Michael, Miller of Caldwell, Pinnix, Robeson and Stikeleather—11.

The bill passes third reading, and is ordered enrolled.

Upon motion of Mr. Morrison, the Senate adjourns until to-morrow at 10:30 o'clock.

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## THIRTY-THIRD DAY.

SENATE CHAMBER, February 15, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Mr. Curtis.

Upon motion of Mr. Henderson, the reading of the Journal is dispensed with, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Corporations:

By Mr. Henderson, S. B. 576, bill to incorporate the Hali-

fax and Northampton Development Company, with a favorable recommendation.

H. B. 546, S. B. 703, bill to amend the charter of the E. L. Shuford Manufacturing Company.

The committee offers an amendment, and reports the bill favorably as amended.

By Mr. Foushee, H. B. 558, S. B. 695, bill to incorporate the Elizabeth City Water Company, with a favorable recommendation.

Mr. Foushee, from the Committee on Corporations, reports:

S. B. 82, bill to revise the corporation law of North Carolina, and

S. B. 96, bill concerning private corporations, revising and codifying the laws relative thereto, unfavorably, and recommends that they do not pass, but that the accompanying substitute do pass.

Upon motion of Mr. Henderson, the usual number of copies of this bill are ordered printed.

By Mr. Gudger, S. B. 713, bill to incorporate the French Broad Power Company, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Smith, H. B. 835, S. B. 694, bill to repeal the charter of the town of Swepsonville, in Alamance County, with a favorable recommendation.

H. B. 952, S. B. 668, bill to authorize the Commissioners of Harnett County to issue bonds to build a bridge across Cape Fear River, and to levy a special tax, with a favorable recommendation.

H. B. 785, S. B. 673, bill to incorporate the town of Spencer, in Rowan County, with a favorable recommendation.

H. B. 869, S. B. 672, bill to amend the charter of the town of Laurinburg, with a favorable recommendation.

By Mr. Sugg, S. B. 607, bill for the relief of R. B. Watts,

a teacher of public schools in Wilkes County, with a favorable recommendation.

H. B. 607, S. B. 627, bill to allow the Town Commissioners of the town of Beaufort to levy a special tax to purchase cemeteries, with a favorable recommendation.

H. B. 742, S. B. 722, bill to allow the Commissioners of Mitchell County to levy a special tax, with a favorable recommendation.

By Mr. Dula, S. B. 711, bill for the better government of Brunswick County, with a favorable recommendation.

S. B. 712, bill to amend chapter 488 of the Public Laws of 1899, so as to make the same apply to Brunswick County, with a favorable recommendation.

By Mr. Leak, H. B. 635, S. B. 670, bill to authorize the town of Dunn, Harnett County, N. C., to issue bonds for public improvements, and to levy a special tax, with a favorable recommendation.

H. B. 717, S. B. 699, bill to incorporate the town of Bushnell, Swain County, with a favorable recommendation.

S. B. 710, bill for the protection of crops in Wilkes County, with a favorable recommendation.

H. B. 879, S. B. 721, bill to empower the Commissioners of Mecklenburg and Lincoln counties to erect a bridge across the Catawba River, connecting said counties, with a favorable recommendation.

By Mr. Dula, S. B. 655, bill to authorize the Board of Commissioners of Rowan County to issue bonds, with a favorable recommendation.

By Mr. Leak, Substitute to S. B. 50, with a favorable recommendation.

Upon motion of Mr. Brown, the bill is placed upon its immediate passage.

From the Committee on Railroads and Railroad Commission:

By Mr. Long, S. B. 608, bill to amend chapter 92 of the Laws of 1885, with a favorable recommendation.

By Mr. Morton, H. B. 672, S. B. 678, bill to amend the charter of the Carolina and Northwestern Railway Company, with a favorable recommendation.

H. B. 844, S. B. 645, bill to incorporate the Duplin and Onslow Railway Company, with a favorable recommendation.

By Mr. Michael, S. B. 683, bill to incorporate the Rutherfordton, Hickorynut Gap and Asheville Railway, with a favorable recommendation.

Upon motion of Mr. Justice, the bill is placed upon its immediate passage.

By Mr. Morton, S. B. 681, bill to incorporate the Charlotte, Monroe and Columbia Railroad Company, with a favorable recommendation.

From the Committee on Public Health:

By Mr. Speight, S. B. 712, bill to amend chapter 488, Public Laws of 1899, so as to make the same apply to Brunswick County, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. McNeill, H. B. 547,S. B. 728, bill to regulate stock law, with a favorable recommendation.

H. B. 892, S. B. 720, bill to incorporate Oasis Temple Ancient Arabic Order Nobles of the Mystic Shrine, with a favorable recommendation.

H. B. 449, S. B. 423, bill for the relief of Mrs. Addie Elmore, with a favorable recommendation.

S. R. 43, resolution to pay M. A. Apple fifty dollars for the capture of A. C. Flynn, an escaped convict, with an unfavorable recommendation.

H. B. 724, S. B. 707, bill to amend chapter 263 of the Laws of 1887, relative to fishing in Potecasin Creek, Hertford County, with a favorable recommendation.

By Mr. Stringfield, H. B. 233, S. B. 380, bill requiring the Board of Commissioners of Forsyth County to erect signboards along the public roads, with a favorable recommendation.

H. B. 339, S. B. 362, bill for the improvement of the public roads of Person County, with a favorable recommendation.

H. B. 119, S. B. 419, bill authorizing the construction of roads in Yancey County, with a favorable recommendation.

By Mr. Brown, S. B. 754, bill to establish a prison parole commission.

The committee recommends that substitute do pass.

From the Committee on Banks and Currency:

By Mr. Long, H. B. 604, S. B. 665, bill to incorporate Snow Hill Banking and Trust Company, with a favorable recommendation.

From the Committee on Finance:

By Mr. Smith, H. B. 897, S. B. 706, bill for the relief of A. W. Davidson, of Cherokee County, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Morrison, S. B. 579, bill for the relief of the estate of A. F. Bizzell, deceased, with a favorable recommendation.

Upon motion of Mr. Henderson, the Senate suspends the rules and recedes from its refusal to concur in the House amendment to H. B. 195, S. B. 27, bill to amend section 1276 of The Code, relating to deceased mortgagees and trustees.

Upon motion of Mr. Buchanan, S. B. 419, H. B. 119, bill authorizing the construction of roads in Yancey County, is referred to Committee on Public Roads.

## ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 394, a bill to pay Mrs. Maria Cole six dollars due from direct land tax fund.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 1013, S. B. 730, bill concerning State grants. Referred to Judiciary Committee.

H. B. 759, S. B. 731, bill to amend chapter 280, Laws of 1897, relating to the payment of persons in Durham County. Referred to Judiciary Committee.

H. B. 884, S. B. 732, bill to authorize the town of Weaverville to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 929, S. B. 733, bill to incorporate the town of Raeford, in Cumberland and Robeson counties. Referred to Committee on Counties, Cities and Towns.

H. B. 1067, S. B. 734, bill to amend and enlarge the charter of the town of Williamston, N. C. Referred to Committee on Counties, Cities and Towns.

H. B. 473, S. B. 83, bill to prevent locust pin operators from obstructing the streams of Mitchell County. Referred to Committee on Propositions and Grievances.

H. B. 703, S. B. 735, bill to correct Land Grant 3331, Book 119, page 102. Referred to Judiciary Committee.

H. B. 303, S. B. 736, bill to prohibit live stock from running at large in certain parts of Alleghany County, and hogs from running at large in the residue of the county. Referred to Committee on Propositions and Grievances.

H. B. 203, S. B. 737, bill to require city and street railway companies to use vestibule fronts and fenders on their cars. Referred to Committee on Railroads and Railroad Commission.

Mr. Henderson moves that the vote by which H. B. 353, S. B. 558, bill for the relief of certain officers and witnesses, who attend the courts as witnesses before the grand juries,

was tabled to be reconsidered and re-referred to Judiciary Committee.

The motion is adopted.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Sugg, petition from the citizens of Hull Road Church, Greene County, asking for prohibition of sale of liquors within two miles of said church. Referred to Committee on Propositions and Grievances.

By Mr. McAllister, petition of the Bar of Concord in favor of more courts for Cabarrus County. Referred to Committee on Judicial Districts.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. James, S. B. 738, bill to prohibit the sale of liquor within two miles of Gum Swamp Church, in Pitt County. Referred to Committee on Propositions and Grievances.

By Mr. Thomas, S. B. 739, bill to prohibit the manufacture of spirituous liquors within two miles of Spring Hill Methodist Church (Protestant), in Davidson County. Referred to Committee on Propositions and Grievances.

By Mr. James, S. B. 740, bill to prohibit the sale of liquors within two miles of Soloman's Chapel, Pitt County. Referred to Committee on Propositions and Grievances.

By Mr. Arrington, S. B. 741, bill for the relief of Miss E. C. Spruill, a public school teacher in Nash County. Referred to Committee on Education.

By Mr. Gudger, S. B. 742, bill to appoint a pension board for the county of Madison. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Marshall, S. B. 743, bill to authorize the Commis-

sioners of Mt. Airy to issue bonds for supplying the town with water, and for other purposes. Referred to Committee on Counties, Cities and Towns.

S. B. 744, bill to amend the charter of the town of Mt. Airy. Referred to Committee on Counties, Cities and Towns.

S. B. 745, bill to withdraw authority from the Commissioners of Mt. Airy to issue certain bonds. Referred to Committee on Counties, Cities and Towns.

By Mr. Thomas, S. B. 746, bill for the relief of H. B. Harman, an ex-Confederate soldier, of Davidson County. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Wood (by request), S. B. 747, bill to protect game birds. Referred to Committee on Propositions and Grievances.

By Mr. Sugg, S. B. 748, bill to amend section 739 of The Code, concerning the costs in criminal actions. Referred to Judiciary Committee.

S. B. 749, bill to protect landlords. Referred to Judiciary Committee.

By Mr. Scott, S. B. 750, bill to repeal chapter 343, Laws of 1899. Referred to Committee on Counties, Cities and Towns.

By Mr. London, S. B. 751, bill to amend chapter 464, Laws of 1895. Referred to Judiciary Committee.

By Mr. Foushee, S. B. 752, bill to incorporate the Southport, Wilmington and Durham Railroad Company. Referred to Committee on Railroads and Railroad Commission.

By Mr. Burroughs, S. B. 753, resolution to pay committee's expenses to visit Eastern Asylum at Goldsboro. Referred to Committee on Appropriations.

By Mr. Brown, S. B. 754, bill to establish a prison parole commission. Referred to Committee on Penal Institutions.

By Mr. Ward, S. B. 755, bill to appoint Justices of the Peace, in Washington County. Referred to Committee on Justices of the Peace.

By Mr. McIntyre, S. B. 756, bill to incorporate certain churches in Robeson County. Referred to Committee on Propositions and Grievances.

Upon motion of Mr. Vann, S. B. 132, bill to amend section 2222 of The Code, and to incorporate Agricultural Fairs and Societies, is taken from the table and withdrawn.

Upon motion of Mr. McIntyre, S. B. 475, bill to amend chapter 215, Private Laws of 1899, relating to the charter of the town of Lumberton, is withdrawn from the Committee on Propositions and Grievances.

Upon motion of Mr. Smith, S. B. 311, bill to provide for the sale of property by executors and administrators in certain cases, is withdrawn from the Committee.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 628, bill to incorporate the town of Clarkton, in the county of Bladen, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Pinnix, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—35.

The bill is ordered engrossed.

S. B. 636, H. B. 695, bill to establish a graded school at East Bend, Yadkin County, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Buchanan, Burroughs, Candler, Crisp,

Dula, Foy, Glenn, Henderson, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, Michael, Miller of Caldwell, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—35.

Bill is ordered enrolled.

S. B. 658, bill to establish stock law in portion of Pamlico County, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Burroughs, Calvert, Candler, Crisp, Dula, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Pamlico, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—35.

The bill is ordered engrossed.

S. B. 666, H. B. 966, bill to authorize the Board of Commissioners of Forsyth County to fund its debt and levy taxes for the payment of same, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—37.

The bill is ordered enrolled.

S. B. 600, bill to amend the charter of the city of Durham, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Burroughs, Calvert, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, Long, Marshall, McAllister, McIntosh, Michael, Miller of Pamlico, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—34.

The bill is ordered engrossed.

S. B. 698, H. B. 676, bill to establish the stock law in a certain part of McDowell County, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Webb, Wood, Woodard—42.

The bill is ordered enrolled.

S. B. 683, bill to incorporate Rutherfordton, Hickorynut Gap and Asheville Railway, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Buchanan, Burroughs, Crisp, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Morrison, Pinnix, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—34.

S. B. 675, H .B. 760, bill to authorize School District No. 2, of District No. 11, Haywood County, to levy special tax to erect school-house, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard —34.

S. B. 599, bill to amend the road law of Durham County, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Pinnix, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—35.

Upon motion of Mr. Vann, H. B. 283, S. B. 495, bill to appoint Rufus Amis a Justice of the Peace for Oak Hill Township, Granville County, is placed upon its immediate passage.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1183, S. B. 709, bill to prevent live stock from running at large in the county of Wilson, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 295, H. B. 299, bill to amend the act to incorporate the Wrightsville and Onslow Navigation Company, upon second reading.

The substitute offered by the committee is adopted, and the bill passes second and third readings, and is ordered sent to the House of Representatives for their concurrence in the substitute.

S. B. 328, H. B. 6, bill to amend the public road law of Lincoln County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 687, bill to establish a dispensary in No. 1 Township, Edgecombe County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 304, S. B. 376, bill to protect the roads of Pasquotank County from damages by log haulers, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Substitute to S. B. 50, to create a new township in Columbus County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 527, S. B. 404, bill for the benefit of the public roads of Louisburg Township, Franklin County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 253, S. B. 468, bill to appoint Justices of the Peace and Constable in Williams Township, Chatham County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 629, S. R. 532, joint resolution to instruct the Senators and request the Representatives in Congress from North Carolina to support the bill providing for the purchase by the United States of Temple Farm and the Moore House, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

S. B. 540, bill to incorporate churches and schools, upon second reading.

Upon motion of Mr. Justice, the bill is laid upon the table.

H. B. 380, S. B. 559, bill to repeal chapter 353, Laws of 1897, relating to stock law, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 590, bill to repeal chapter 255, Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 601, bill to prohibit the sale and manufacture of liquors in Madison County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 603, bill to incorporate the Trust Company of North Carolina, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 606, bill to amend section 8, chapter 235, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 614, bill to provide special police at Nags Head, and for other purposes, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

Mr. Wood moves to reconsider

H. B. 380, S. B. 559, bill to repeal chapter 353, Laws 1899, relating to stock law.

The motion is adopted.

Mr. Wood moves to amend,

Strike out "Randolph."

The amendment is adopted, and the bill, as amended, passes third reading, and is ordered engrossed and sent to the House of Representatives for concurrence in the amendment.

S. B. 631, bill to amend chapter 39, chapter 374, Public Acts 1893, upon second reading.

Mr. Webb calls for the ayes and noes.

The call is sustained.

The bill fails to pass second reading, ayes 15, noes 24, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Candler, Crisp, Dula, Henderson, Long, Marshall, McIntosh, McIntyre, Robeson, Stikeleather, Warren, Webb, Woodard—15.

Those voting in the negative are: Messrs. Aycock, Buchanan, Burroughs, Currie, Foy, Glenn, Gudger, James, Leak, Lindsay, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Smith, Stringfield, Sugg, Thomas, Vann, Ward—24.

SPECIAL ORDER.

The President *pro tem.* lays before the Senate:

H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1899, chapter 277, Laws 1895, and chapters 29 and 211, Laws 1899, relating to divorce, it being a special order for this hour.

Mr. Foy moves to adjourn until 3 o'clock to-day.

The motion is lost.

Mr. Calvert moves to adjourn until 3:30 o'clock to-day.

The motion is lost.

Mr. McIntyre moves to adjourn until 3:45 to-day.

The motion is lost.

Mr. Morrison moves that further discussion of the bill under consideration be made a special order for to-morrow at 1 o'clock.

The motion is carried.

Upon motion of Mr. Foy, the Senate adjourns until 10 o'clock to-morrow.

## THIRTY-FOURTH DAY.

SENATE CHAMBER, February 16, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. M. McFarland.

Upon motion of Mr. Henderson, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Calvert for Monday.

To Mr. McNeill for Monday.

To Messrs. Webb, Aycock, Glenn, Broughton and Lindsay, to visit the State University, the State Normal and Industrial College and the A. and M. College at Greensboro.

To Mr. McIntyre for Monday.

To Mr. Travis for Monday.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Judiciary Committee:

By Mr. Henderson, S. B. 685, bill to amend subsection 4 of chapter 501, of The Code, concerning the statute of limitations in reference to judgments against the owner of a homestead, with a favorable recommendation.

By Mr. Warren, H. B. 694, S. B. 704, bill requiring the executions of all capital offenders to be private, with a favorable recommendation.

By Mr. Vann, H. B. 703, S. B. 735, bill to correct Land Grants Nos. 3331 and 31, in Book 119, on page 102, with a favorable recommendation as amended.

S. B. 749, bill to protect landlords, with an unfavorable recommendation.

By Mr. Webb, H. B. 453, S. B. 726, bill for the relief of A. S. Ellen, Clerk of the Superior Court of Ashe County, with a favorable recommendation.

From the Committee on Education.

By Mr. Brown, S. B. 602, bill to incorporate Sylvan School-House, in Ruffin Township, in Rockingham County, with a favorable recommendation.

S. B. 676, H. B. 793, bill to establish a supplementary school district in White-House Township, Robeson County, with a favorable recommendation.

S. B. 697, H. B. 647, bill to establish graded schools in the town of Hendersonville, with a favorable recommendation.

By Mr. Broughton, H. B. 277, S. B. 729, bill requiring the Treasurer of Madison County to pay S. W. Hall balance for teaching school, with a favorable recommendation.

S. B. 741, bill for the relief of Miss E. C. Spruill, a public school teacher in Nash County, with a favorable recommendation.

By Mr. Glenn, H. B. 708, S. B. 705, bill to incorporate the Tuckaseige High School, of Jackson County, with a favorable recommendation.

From the Committee on Counties, Cities and Towns.

By Mr. Smith, S. B. 758, bill to amend the charter of the city of Goldsboro, and to revise and consolidate all laws in relation to said city, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission.

By Mr. Woodard, S. B. 586, bill to incorporate the Scotland Neck and Roanoke Railroad Company, with a favorable recommendation, as amended.

S. B. 751, bill to amend chapter 464, Laws of 1895, with a favorable recommendation.

## PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Vann, petition to have Joseph D. Keaton placed on pension roll. Referred to Committee on Soldiers' Home.

By Mr. McIntyre, petition from citizens of Robeson County to incorporate Antioch Baptist Church. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Marshall, S. B. 759, bill for the relief of Rebecca Venable and Nancy P. Key, widows of ex-Confederate soldiers. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Travis, S. B. 760, bill to appoint James M. Gizzard, of Halifax County, a Justice of the Peace. Referred to Committee on Justices of the Peace.

By Mr. Marshall, S. B. 761, bill for the relief of each and every Confederate soldier in North Carolina. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Ward, S. B. 762, bill to regulate the collection of costs and fines in Justices' courts. Referred to Judiciary Committee.

By Mr. Michael, S. B. 763, bill to amend chapter 639, section 3, of the Public Laws of 1899. Referred to Committee on Propositions and Grievances.

By Mr. Brown, S. B. 764, bill to establish a supplementary school district in Williams Township.

The bill is placed upon the Calendar.

S. B. 765, bill to establish supplemental school district No. 3, in Chadbourn Township, in Columbus County.

The bill is placed upon the Calendar.

By Mr. Smith, S. B. 766, bill relative to the form of liens for Johnston County. Referred to Judiciary Committee.

S. B. 767, bill to appoint additional Justices of the Peace for Beulah Township, Johnston County. Referred to Committee on Justices of the Peace.

By Mr. Speight, S. B. 768, bill to incorporate the Farmers Mutual Fire Insurance Association, of Edgecombe County. Referred to Committee on Insurance.

By Mr. Buchanan, S. B. 769, bill to increase the pension of Margaret Roberson, of Yancey County. Referred to Committee on Pensions and Soldiers' Home.

S. B. 770, bill to place the name of David R. Silver, of Mitchell County, on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Marshall, S. B. 771, bill for the relief of public school committeemen and road overseers in North Carolina. Referred to Judiciary Committee.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 590, a bill to repeal chapter 255, Laws of 1899.

S. B. 606, a bill to amend section 8 of chapter 235, of the Public Laws of 1899.

S. B. 614, a bill to provide for special police at Nags Head, and for other purposes.

S. B. 50, a bill to establish South Williams Township, in Columbus County. Substitute.

S. B. 601, a bill to prohibit the sale and manufacture of liquors in Madison County.

S. B. 658, a bill to establish the stock law in portions of Pamlico County.

S. B. 295, H. B. 299, a bill to amend the act to incorporate the Wrightsville and Onslow Navigation Company.

S. B. 628, a bill to incorporate the town of Clarkton, in the county of Bladen.

S. B. 600, a bill to amend the charter of the city of Durham. Substitute.

S. B. 687, a bill to establish a dispensary in Township No. 1, Edgecombe County, North Carolina.

S. B. 603, a bill to incorporate the Trust Company of North Carolina.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 683, bill to incorporate Rutherfordton, Hickorynut Gap and Asheville Railway, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood—36.

Bill is ordered engrossed.

S. B. 599, bill to amend the road law of Durham County, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, Miller of Caldwell, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood—35.

Bill is ordered engrossed.

S. B. 675, H. B. 760, bill to authorize School District No. 2, of District No. 11, Haywood County, to levy special tax to erect school-house, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Candler, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Speight, Stikeleather, Sugg, Thomas, Ward, Warren, Webb, Wood—28.

Bill is ordered enrolled.

S. B. 722, H. B. 742, bill to allow the Commissioners of Mitchell County to levy a special tax, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood—40.

S B. 699, H. B. 717, bill to incorporate the town of Bushnell, Swain County, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Buchanan, Burroughs, Candler, Crisp, Currie, Foushee, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McIntosh, McIntyre, Michael, Morton, Pinnix Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood—35.

S. B. 681, bill to incorporate the Charlotte, Monroe and Columbia Railroad Company, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Burroughs, Candler, Crisp, Currie, Foushee, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Vann, Ward, Warren, Webb, Wood—30.

S. B. 678, H. B. 672, bill to amend the charter of the Carolina and Northwestern Railway Company, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Buchanan, Burroughs, Candler, Crisp, Currie. Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Thomas, Vann, Ward, Webb, Wood—36.

S. B. 673, H. B. 785, bill to incorporate the town of Spencer, in Rowan County, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood—37.

S. B. 672, H. B. 869, bill to amend the charter of the town of Laurinburg, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Foushee, Foy, Glenn, Henderson, James, Leak, Lon-

don, Long, Marshall, McAllister, McIntosh, McIntyre, Miller of Caldwell, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood—32.

S. B. 670, H. B. 635, bill to authorize the town of Dunn, Harnett County, North Carolina, to issue bonds for public improvements, and to levy a special tax, upon second reading.

The bill passes second reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Buchanan, Burroughs, Candler, Crisp, Foushee, Foy, Glenn, Henderson, James, Leak, London, Long, McAllister, McIntosh, McIntyre, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Wood—28.

S. B. 668, H. B. 952, bill to authorize the Commissioners of Harnett County to issue bonds to build a bridge across Cape Fear River, and to levy a special tax, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Foushee, Foy, Glenn, Henderson, James, Leak, London, Long, Marshall, McIntosh, McIntyre, Miller of Caldwell, Scott, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Wood—30.

S. B. 182, H. B. 623, bill for the establishment of a graded school, to be known as Guilford Graded School, in Guilford County, North Carolina, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Brown, Candler, Crisp, Dula, Foushee, Foy, Henderson, Justice, Leak, London, Long, Marshall, Mc-

Allister, McIntosh, McIntyre, Miller of Caldwell, Pinnix, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood—30.

S. B. 655, bill to authorize the Board of Commissioners of Rowan County to issue bonds, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, Miller of Caldwell, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood—33.

S. B. 627, H. B. 607, bill to allow the Town Commissioners of the town of Beaufort to levy a special tax to purchase cemeteries, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood—33.

S. B. 362, H. B. 339, bill for the improvement of the public roads of Person County, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood—33.

S. R. 43, resolution to pay M. A. Apple fifty dollars for the capture of A. C. Flynn, an escaped convict.

Upon motion of Mr. Brown, the resolution is laid on the table.

H. B. 233, S. B. 380, bill requiring the Board of Commissioners of Forsyth County to erect sign-boards along the public roads, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 449, S. B. 423, bill for the relief of Mrs. Addie Elmore, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 608, S. B. 635, bill to validate certain acts of the Commissioners of Yancey County, relating to stock law, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 612, bill to appoint an official hay and grain inspector for the county of Wilson, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 637, S. B. 639, bill to repeal chapter 412, Public Laws of 1895, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 306, S. B. 641, bill to amend chapter 368, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 424, S. B. 644, bill to prohibit the sale or manufacture of liquors within two miles of certain churches in Unity Township, Rowan County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 638, bill to regulate the sale of cigarettes in North Carolina, upon second reading.

Mr. Woodard moves to amend,

Amend by striking out "twenty-one" and inserting "seventeen."

The amendment is lost.

Mr. Ward moves to amend,

Amend by adding at section 1 "the father or, if he be dead, the mother, guardian or employee of any minor, to whom a sale or gift shall be made in violation of this act, shall have a right of action in a civil suit against the person or persons so offending by such sale or gift, and upon proof of such illicit sale or gift, shall recover from such party or parties so offending such exemplary damages as a jury may assess: *Provided,* that such assessment shall not be less than twenty-five dollars."

The amendment is accepted, and, by consent, made a part of the bill.

Mr. Alexander moves to amend,

"And the officer making the arrest shall receive a fee of ten dollars upon conviction."

The amendment is lost.

Mr. Morton moves to amend,

Amend by adding to section 1 the words, "or cigars, tobacco and coca-cola."

The amendment is lost.

Mr. Gudger moves to amend,

Any party instituting an indictment under this act shall be adjudged to pay the costs, if the party indicted be acquitted.

The amendment is lost.

Mr. Henderson moves to amend,

Add to end of section 1, "and each retail dealer in cigarettes shall pay a State tax of not less than twenty dollars annually, to go to the school fund."

The amendment is adopted.

The bill, as amended, passes second reading.

Mr. Justice moves to reconsider the vote by which the bill passed second reading.

The motion is carried.

Mr. Justice moves to reconsider the vote by which the amendment of Mr. Henderson was adopted.

The motion is lost.

Mr. Henderson moves to amend his amendment,

Amend by adding, "to be collected by the Sheriff as taxes on retail dealers in cigars are collected under the act to raise revenue."

The amendment is adopted.

Mr. Brown calls for the previous question.

Call sustained.

The bill, as amended, passes second reading.

Upon motion of Mr. Henderson, the special order is displaced and,

H. R. 1167, S. R. 700, resolution to pay expenses of sub-Committee on Penal Institutions to visit State farms, is put upon its immediate passage.

The resolution passes second and third readings, and is ordered enrolled.

SPECIAL ORDER.

The President *pro tem.* lays before the Senate:

H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1889, chapter 277, Laws of 1895, and chapter 29 and 211, Laws of 1899, relating to divorce, it being a special order for this hour.

Mr. Morton moves to amend,

Amend by striking out the words, "*Provided*, all such abandonments shall have occurred before 1st day of January."

Upon motion of Mr. London, the bill is made a special order for next Wednesday at 1 o'clock.

Upon motion of Mr. Webb, the Senate adjourns until Monday at 11 o'clock.

## THIRTY-FIFTH DAY.

SENATE CHAMBER, February 18, 1901.

The Senate meets pursuant to adjournment.

Prayer by Senator Broughton.

Upon motion of Mr. McAllister, the reading of the Journal is dispensed with, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties ,Cities and Towns:

By Mr. Wood, H. B. 929, S. B. 733, bill to incorporate the town of Raeford, in Cumberland and Robeson counties, reporting amendment and recommending passage of bill with amendment.

By Mr. Leak, S. B. 743, bill to authorize the Commissioners of Mt. Airy to issue bonds for supplying the town with water, and other purposes, with a favorable recommendation.

S. B. 775, bill to establish a graded school at Smithfield, Johnston County, North Carolina, with a favorable recommendation.

S. B. 745, bill to withdraw authority from the Commissioners of Mt. Airy to issue certain bonds, with a favorable recommendation.

S. B. 757, bill to permit New Hanover County to issue bonds for road improvements, with a favorable recommendation.

By Mr. Smith, H. B. 884, S. B. 732, bill to authorize the town of Weaverville to levy a special tax, with a favorable recommendation.

H. B. 1067, S. B. 734, bill to amend and enlarge the charter of the town of Williamston, N. C., with a favorable recommendation.

By Mr. Sugg, S. B. 750, bill to repeal chapter 343, Laws of 1899, with a favorable recommendation.

S. B. 692, bill to amend the charter of the town of Mt. Pleasant, Cabarrus County, N. C., with a favorable recommendation.

S. B. 744, bill to amend the charter of the town of Mt. Airy, with a favorable recommendation.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 249, H. B. 664, An act to consolidate and revise the charter of the town of Elkin.

S. B. 369, H. B. 440, An act to incorporate the New River Development Company of North Carolina.

S. B. 244, H. B. 662, An act to authorize the town of Snow Hill to subscribe to the stock of the Great Eastern Railroad Company, and for other purposes.

S. B. 522, H. B. 427, An act to amend chapter 267, Laws 1887, in reference to drainage of low lands.

S. B. 45, H. B. 531, An act to prevent hunting on the lands of another in Wilson, Cabarrus, Pender and Polk counties without the owner's consent.

S. B. 448, H. B. 428, An act to establish graded schools in Henderson Township, in Vance County.

S. B. 385, H. B. 666, An act to re-enact and amend chapter 364, Public Laws of 1893, in relation to the public road leading from Miller's Creek Post-Office, in Wilkes County, to Creston, in the county of Ashe.

S. B. 234, H. B. 618, An act to amend section 3410 of The Code, providing for sluice-ways in Tar River.

S. B. 630, H. B. 1074, An act to amend chapter 23, section 914 of The Code, relative to extra terms of the Superior Court.

S. B. 183, H. B. 570, An act to validate and confirm certain probates of corporate articles of agreement.

S. B. 301, H. B. 901, An act to re-establish the office of Treasurer for Surry County.

S. B. 197, H. B. 575, An act authorizing the appointment of a cotton-weigher for the town of Greenville.

S. B. 354, H. B. 258, An act to amend chapter 106, Laws of 1885.

S. B. 123, H. B. 504, An act to incorporate the Bank of Red Springs.

S. B. 596, H. B. 41, An act to secure the passage of fish in the Cape Fear and Northeast rivers.

S. B. 410, H. B. 216, An act to create a new township in Haywood County to be known as Cecil Township.

S. R. 367, H. R. 464, Resolution to pay J. N. Holding, Esq., for attorney fee as counsel for Printing Committee of 1899.

S. B. 595, H. B. 131, An act to extend the time for registering grants and cure certain registrations.

S. B. 610, H. B. 342, An act to amend the charter of the town of Weaverville, in the county of Buncombe.

S. B. 611, H. B. 805, An act to provide for the revocation of the license of an insurance company, which shall apply for removal of any action at law from a court of this State to a court of the United States, and to amend the Craig Law so that it will not apply to insurance companies.

S. B. 338, H. B. 389, An act to prohibit the sale of spirituous liquors in Buncombe and McDowell counties within six miles of Black Mountain.

S. B. 416, H. B. 985, An act to amend chapter 24, Private Laws of North Carolina, session 1885, An act to incorporate Hope Mills Manufacturing Company, of Cumberland County, ratified the 19th day of February, A. D. 1885.

S. B. 531, H. B. 606, An act to amend chapter seventy-nine (79), Public Laws of 1899.

S. R. 618, H. R. 999, resolution to pay expenses of committee visiting the Institution for the Deaf and Dumb at Morganton.

S. B. 636, H. B. 695, An act to establish a graded school at East Bend, Yadkin County.

S. B. 238, H. B. 617, An act to incorporate Vance Banking and Loan Company.

S. B. 698, H. B. 676, An act to establish the stock law in a certain part of McDowell County.

S. B. 671, H. B. 534, An act to provide for the defence of officers and persons prosecuted in the Federal Courts.

S. B. 624, H. B. 752, An act to validate certain stock law elections held on the 23d day of October, and on the 10th day of November, 1900, in Swain County, North Carolina, and to modify and change the boundary designated in the election held on the 23d day of October, 1900, in certain respects, and to legalize certain acts of the County Commissioners done in pursuance thereof.

S. B. 637, H. B. 673, An act to prevent live stock from running at large in the counties of Watauga, Mitchell and Caldwell.

S. B. 666, H. B. 966, An act to authorize the Board of Commissioners of Forsyth County to fund its debts and levy tax for the payment of same.

S. B. 328, H. B. 6, An act to amend the public road laws of Lincoln County.

S. B. 27, H. B. 195, An act to amend section 1276 of The Code, relating to deceased mortgagees and trustees.

S. B. 404, H. B. 527, An act for the benefit of the public roads of Louisburg Township, Franklin County.

S. R. 532, H. R. 629, a joint resolution to instruct the Senators and request the Representatives in Congress from North Carolina to support the bill providing for the purchase and preservation by the United States of Temple Farm and the Moore House.

S. B. 709, H. B. 1183, An act to prevent live stock from running at large in the county of Wilson.

S. B. 625, H. B. 648, An act to amend the charter of the town of Hendersonville.

S. B. 376, H. B. 304, An act to protect the roads of Pasquotank County from damage by log haulers.

S. B. 495, H. B. 283, An act to appoint Rufus Amis a Justice of the Peace for Oak Hill Township, Granville County.

S. B. 327, H. B. 333, An act to amend chapter 360, Public Laws of 1899.

S. B. 214, H. B. 621, An act to amend chapter 134, Private Laws of 1899, relating to the town charter of Elizabethtown.

S. B. 198, H. B. 713, An act to amend chapter 377 of the Public Acts of 1899.

S. B. 245, H. B. 615, An act to authorize persons who have been lunatics or confined in an insane asylum to manage and sell their own property, when they shall be restored to sanity.

S. B. 116, H. B. 437, An act to appoint C. H. Harris a Justice of the Peace for Rocky Mount Township, Nash County.

S. B. 441, H. B. 907, An act to authorize and enable the Norfolk and Western Railway Company to locate, construct and operate extensions and branches of its line within the State of North Carolina.

S. B. 565, H. B. 444, An act to incorporate the town of Pinnacle, in the county of Stokes.

S. B. 622, H. B. 896, An act supplemental to an act, entitled, An act to authorize the Commissioners for the town of Concord to issue bonds, ratified the 25th day of January, A. D. 1901.

S. B. 528, H. B. 454, An act conferring upon the Governor the power to fill vacancies on the Corporation Commission.

S. B. 620, H. B. 933, An act to authorize the Commissioners of Anson County to levy a special tax.

S. B. 621, H. B. 916, An act to amend chapter 285, Public Laws of 1891.

S. B. 626, H. B. 426, An act to authorize the Commissioners of Halifax County to issue bonds to pay the indebtedness of said county.

S. B. 623, H. B. 877, An act to authorize the Commissioners of Beaufort County to levy a special tax.

S. B. 319, H. B. 286, An act to amend section 752, volume 1, of The Code of North Carolina, in reference to printing statement of county finances.

S. B. 639, H. B. 637, An act to repeal chapter 412 of Public Laws 1895.

S. B. 380, H. B. 233, An act requiring the Board of Commissioners of Forsyth County to erect sign-boards along the public roads.

S. B. 641, H. B. 306, An act to amend chapter 368 of the Public Laws of 1899.

S. B. 635, H. B. 608, An act validating certain acts of the County Commissioners of Yancey County.

S. B. 644, H. B. 424, An act to prohibit the manufacture or sale of intoxicating liquors within two miles of certain churches in Unity Township, Rowan County.

S. B. 675, H. B. 760, An act to authorize School District No. 2, of School District No. 11, in Haywood County, to levy a tax to build a school-house in Haywood County.

S. B. 423, H. B. 499, An act for the relief of Addie Elmore, public school teacher.

S. B. 615, H. B. 14, An act to increase the number of Superior Court Judges and Judicial Districts.

ENGROSSED BILLS.

Mr. Burroughs, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 683, a bill to incorporate Rutherfordton, Hickory-nut Gap and Asheville Railway.

S. B. 612, a bill to appoint an official hay and grain inspector for the county of Wilson.

S. B. 599, a bill to amend the road law of Durham County.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Dula, petition of citizens of Wilkes County against any modification or repeal of laws with regard to hunting or fishing on lands of another without written consent of owner. Referred to Committee on Counties, Cities and Towns.

By Mr. Warren, petition from the citizens of the Third Township, Craven County, against the passage of a stock law for that county. Referred to Committee on Propositions and Grievances.

Petition from the citizens of Trenton, Jones County, asking for a dispensary for the town of Trenton. Referred to Committee on Propositions and Grievances.

Petition from the citizens of New Bern, Craven County, in favor of persons fishing from the Neuse and Trent River bridges. Referred to Committee on Fish and Fisheries.

By Mr. Thomas, petition for the incorporation of Boston School-House, in School District No. 2, Abbott's Creek Township, Davidson County. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Currie, S. B. 778, bill to prevent live stock from running at large in a portion of Bladen County. Referred to Committee on Propositions and Grievances.

By Mr. Warren, S. B. 779, bill supplemental to An act to

prevent persons from shooting from the bridges across the Neuse and Trent rivers, in Craven County, ratified the 29th day of January, 1901.

The bill is placed upon the Calendar.

By Mr. Arrington, S. B. 780, bill to incorporate the Croatan Development Company. Referred to Committee on Corporations.

By Mr. Miller of Pamlico, S. B. 781, bill to appoint Justices of the Peace for Pamlico County. Referred to Committee on Justices of the Peace.

By Mr. Thomas, S. B. 782, bill to prohibit the manufacture or sale of liquors in School District No. 2, Abbott's Creek Township, Davidson County. Referred to Committee on Propositions and Grievances.

By Mr. Gudger, S. B. 783, bill to establish a pension board for the county of Madison. Referred to Committee on Pensions and Soldiers' Home.

S. B. 784, bill for the appointment of Justices of the Peace for Madison County. Referred to Committee on Justices of the Peace.

By Mr. Sugg, S. B. 785, bill to protect the travelling public in Craven County, North Carolina. Referred to Committee on Propositions and Grievances.

By Mr. Dula, S. B. 786, bill to authorize the Board of Commissioners of Wilkes County to issue bonds. Referred to Committee on Counties, Cities and Towns.

By Mr. Woodard, S. B. 787, bill for the relief of William Meacom, a disabled ex-Confederate veteran, of Wilson County. Referred to Committee on Pensions and Soldiers' Home.

S. B. 788, bill for the appointment of Cofield Barnes, John H. Robbins, A. S. Barnes, J. F. Farmer and W. A. Brooks Justices of the Peace for Wilson County. Referred to Committee on Justices of the Peace.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 362, H. B. 339, bill for the improvement of the public roads of Person County, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Henderson, Justice, Leak, Long, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Speight, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard—30.

Bill is ordered enrolled.

S. B. 182, H. B. 623, bill for the establishment of a graded school, to be known as Guilford Graded School, in Guilford County, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Burroughs, Candler, Crisp, Dula, Foy, Henderson, James, Leak, Marshall, McAllister, McIntosh, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Speight, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard—28.

Bill is ordered enrolled.

S. B. 627, H. B. 607, bill to allow the Town Commissioners of the town of Beaufort to levy a special tax to purchase cemeteries, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foy, Gudger, Henderson, James, Leak, Long, Marshall,

McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Speight, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard—30.

Bill is ordered enrolled.

S. B. 655, bill to authorize the Commissioners of Rowan County to issue bonds, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Speight, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard —32.

Bill is ordered engrossed.

S. B. 668, H. B. 952, bill to authorize the Commissioners of Harnett County to issue bonds to build a bridge across Cape Fear River, and to levy a special tax, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Gudger, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Speight, Stringfied, Sugg, Thomas, Warren, Wood, Woodard—32.

Bill is ordered enrolled.

S. B. 670, H. B. 635, bill to authorize the town of Dunn, Harnett County, North Carolina, to issue bonds for public improvements, and to levy a special tax, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, McAllister, McIntosh, McNeill, Michael, Miller of Pamlico, Morton, Speight, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard —28.

Bill is ordered enrolled.

S. B. 672, H. B. 869, bill to amend the charter of the town of Laurinburg, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Henderson, James, Leak, London, Long, Marshall, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Speight, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard—29.

Bill is ordered enrolled.

S. B. 673, H. B. 785, bill to incorporate the town of Spencer, in Rowan County, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton Speight, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard—32.

Bill is ordered enrolled.

S. B. 678, H. B. 672, bill to amend the charter of the Carolina and Northwestern Railway Company, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Speight, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard—32.

Bill is ordered enrolled.

S. B. 681, bill to incorporate the Charlotte, Marion and Columbia Railroad Company, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard —32.

Bill is ordered engrossed.

S. B. 699, H. B. 717, bill to incorporate the town of Bushnell, Swain County, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Leak, London, Long, Marshall, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Stikeleather, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard—32.

Bill is ordered enrolled.

S. B. 722, H. B. 742, bill to allow the Commissioners of Mitchell County to levy a special tax, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander,

Arrington, Bray, Broughton, Burroughs, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—37.

Bill is ordered enrolled.

S. B. 676, H. B. 793, bill to establish a supplementary school district in White House Township, Robeson County, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Burroughs, Candler, Currie, Dula, Foushee, Foy, Henderson, James, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Pinnix, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—31.

S. B. 697, H. B. 647, bill to establish graded schools in the town of Hendersonville, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—35.

S. B. 758, bill to amend the charter of the city of Goldsboro, and to revise and consolidate all laws in relation to said city, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington,

Bray, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—38.

S. B. 764, bill to establish a supplementary school district in Williams Township, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—39.

S. B. 765, bill to establish supplemental school district No. 3, in Chadbourn Township, in Columbus County, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—41.

S. B. 638, bill to regulate the sale of cigarettes in North Carolina, upon third reading.

Upon motion of Mr. Ward, the bill is placed upon to-morrow's Calendar.

S. B. 506, bill to permit the Commissioners of New Hanover County to dispose of the old court-house and lot, upon second reading.

Upon motion of Mr. Morton, the bill is laid over until Wednesday.

S. B. 652, bill to prevent hunting on the lands of another in Pasquotank County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 788, S. B. 563, bill to incorporate Edgewood School-House, in Caswell County, upon second reading.

The recommendation of the Committee on Corporations is adopted, and the bill is referred to Committee on Propositions and Grievances.

S. B. 574, bill to cure certain defects in issuing and certifying copies of grants from the office of the Secretary of State, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 576, bill to incorporate the Halifax and Northampton Development Company, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 579, bill for the relief of the estate of A. F. Bizzell, deceased, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 583, bill to prohibit the manufacture and sale of whiskey in Sampson County, upon second reading.

The substitute recommended by the committee is adopted, and the bill passes second and third readings, and is ordered engrossed.

S. B. 607, bill for the relief of R. B. Watts, a public school teacher, in Wilkes County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 685, bill to amend subsection 4 of chapter 801, of The Code, concerning the statute of limitations in referance to judgments against the owner of a homestead, upon second reading.

Mr. Vann offers a substitute.

Upon motion of Mr. Woodard, the bill is made a special order for next Thursday at 12 o'clock.

S. B. 586, bill to incorporate the Scotland Neck and Roanoke Railroad Company, upon second reading.

The amendment offered by the committee is adopted and the bill, as amended, passes second and third readings, and is ordered engrossed.

S. B. 602, bill to incorporate Sylvan School-House, in Ruffin Township, Rockingham County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 608, bill to amend chapter 92, Laws of 1885, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 658, S. B. 632, bill to incorporate the Trent River and Cape Fear Railroad and Logging Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 7, S. B. 634, bill to amend sections 1 and 2 of chapter 384, Public Laws of 1899, upon second reading.

Mr. Warren calls for the ayes and noes.

Call sustained.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Gudger, Henderson, James, Justice, London, Marshall, McAllister, McIntosh, McNeill, Miller of Pamlico,

Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood and Woodard—33.

The bill passes third reading, and is ordered enrolled.

Upon motion of Mr. Justice, S. B. 758, bill to amend the charter of the city of Goldsboro, and to revise and consolidate the laws in relation to said city, is laid over until Friday's Calendar.

H. B. 383, S. B. 642, bill to amend section 14, chapter 235, Public Laws of 1899, relating to registration, upon second reading.

Upon motion of Mr. Dula, the consideration of this bill is postponed until to-morrow.

H. B. 844, S. B. 645, bill to incorporate the Duplin and Onslow Railway Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 660, bill with reference to jointures, upon second reading.

Upon motion of Mr. Woodard, the bill is laid over until to-morrow.

H. B. 604, S. B. 665, bill to incorporate Snow Hill Banking and Trust Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 679, bill to authorize the Secretary of State to print the election returns for 1898 and 1900, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 686, bill in relation to the purchase of real estate by municipal corporations, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 690, bill to amend section 953 of The Code, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 835, S. B. 694, bill to repeal the charter of the town of Swepsonville, in Alamance County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 558, S. B. 695, bill to incorporate the Elizabeth City Water Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 546, S. B. 703, bill to amend the charter of the E. L. Shuford Manufacturing Company, upon second reading.

The amendment offered by the committee is adopted, and the bill passes second and third readings, and is ordered engrossed.

H. B. 694, S. B. 704, bill requiring the execution of all capital offenders to be private, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 708, S. B. 705, bill to incorporate the Tuckaseige High School, of Jackson County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 897, S. B. 706, bill for the relief of A. W. Davidson, of Cherokee County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 724, S. B. 707, bill to amend chapter 263, Laws of 1887, relative to fishing in Potecasin Creek, Hertford County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 710, bill for the protection of crops in Wilkes County, upon second reading.

Bill passes second reading.

Mr. Dula moves to amend,

Amend by inserting in line one, section 1, after the word "shall," the word "purposely."

The amendment is adopted, and the bill passes third reading, and is ordered engrossed.

S. B. 712, bill to amend chapter 488, Public Laws of 1899, so as to make the same apply to Brunswick County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 713, bill to incorporate the French Broad Power Company, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 715, bill to establish a State Board of Embalming to regulate the practice of embalming and the care and disposition of the dead, upon second reading.

Bill passes second reading.

Upon motion of Mr. Morrison, the bill is laid over until tomorrow.

H. B. 892, S. B. 720, bill to incorporate Oasis Temple Ancient Arabic Order Nobles of the Mystic Shrine, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 879, S. B. 721, bill to empower the Commissioners of Mecklenburg and Lincoln counties to erect a bridge across the Catawba River, connecting said counties, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 453, S. B. 726, bill for the relief of A. S. Ellen, Clerk of the Superior Court of Ashe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 547, S. B. 728, bill to regulate stock law, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 277, S. B. 729, bill requiring the Treasurer of Madison County to pay S. W. Hall balance for teaching school, upon second reading.

Bill passes second reading.

Mr. Morrison moves to amend,

Amend by striking out in line 1, section 1, the words "and direct."

The amendment is adopted, and the bill passes third reading, and is ordered engrossed and sent to the House of Representatives for concurrence.

H. B. 703, S. B. 735, bill to correct Land Grant No. 3331, page 102, upon second reading.

The amendment offered by the committee is adopted, and the bill passes second reading.

Upon motion of Mr. Morrison, further consideration of this bill is postponed until to-morrow.

S. B. 741, bill for the relief of Miss E. C. Spruill, a public school teacher in Nash County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 749, bill to protect landlords, upon second reading.

Bill fails to pass.

S. B. 751, bill to amend chapter 464, Laws of 1895, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 779, bill supplemental to An act to prevent persons from shooting from the bridges across the Neuse and Trent rivers, in Craven County, ratified the 29th day of January, 1901, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 711, bill for the better government of Brunswick County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

The President lays before the Senate an invitation from the Leazer Literary Society, of the North Carolina College of Agriculture and Mechanic Arts, requesting the Senate to be present at the eighth annual oratorical contest, February 22, 1901, 8 p. m.

Upon motion of Mr. Woodard, the invitation is accepted with thanks.

Upon motion of Mr. Leak, the Senate adjourns until 11 o'clock to-morrow.

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## THIRTY-SIXTH DAY.

SENATE CHAMBER, February 19, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Mr. Daniel.

Upon motion of Mr. McAllister, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Wood for two days.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Railroads and Railroad Commission:

By Mr. Woodard, S. B. 752, bill to incorporate the Southport, Wilmington and Durham Railroad Company, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Henderson, H. B. 719, S. B. 708, bill to repeal chapter 16, volume II, of The Code, and for other purposes, with a favorable recommendation.

S. B. 491, H. B. 82, bill to amend chapter 39 of the Acts of 1897, with a favorable recommendation.

From the Committee on Justices of the Peace:

By Mr. Arrington, S. B. 760, bill to appoint James M. Gizzard, of Halifax County, a Justice of the Peace, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Foushee, H. B. 759, S. B. 731, bill to amend chapter 280, Laws of 1897, relating to the payment of jurors in Durham County, with a favorable recommendation.

By Mr. Vann, S. B. 766, bill relative to the form of liens for Johnston County, with a favorable recommendation.

S. B. 771, bill for the relief of Public School Committees and road overseers in North Carolina, with an unfavorable recommendation.

By Mr. Gudger, H. B. 353, S. B. 558, bill for the relief of certain officers and witnesses, who attend the courts as witnesses before the grand jury, with a favorable recommendation, as amended.

By Mr. James, S. B. 772, bill to amend sections 107 and 112 of chapter 15, of the Public Laws of 1899, with a favorable recommendation.

From the Committee on Justices of the Peace:

By Mr. Foy, S. B. 272, bill to appoint C. A. Pitts a Justice of the Peace in Cabarrus County, with a favorable recommendation.

Upon motion of Mr. McAllister, the bill is placed upon the Calendar.

From the Committee on Propositions and Grievances:

By Mr. Arrington, S. B. 778, bill to prevent live stock from running at large in a portion of Bladen County.

The committee recommends that substitute do pass.

S. B. 552, bill to provide a general stock law, with a favorable recommendation as amended.

H. B. 473, S. B. 83, bill to prevent locust pin operators

from obstructing the streams of Mitchell County, with a favorable recommendation.

H. B. 302, S. B. 357, bill for the relief of J. C. Burns, of Macon County, with a favorable recommendation.

H. B. 115, S. B. 594, bill to prohibit the sale of spirituous liquors within five miles of Concord Church, reporting amendment and recommending passage of bill with amendment.

H. B. 303, S. B. 736, bill to prohibit live stock from running at large in certain parts of Alleghany County, and hogs from running at large in the residue of the county, with a favorable recommendation.

By Mr. Miller of Pamlico, S. B. 785, bill to protect the travelling public in Craven County, N. C., with a favorable recommendation.

H. B. 967, S. B. 669, bill to authorize the Commissioners of Haywood County to levy a special tax, with a favorable recommendation.

By Mr. McNeill, H. B. 307, S. B. 318, bill for the relief of the Henderson County Cattle Association, with a favorable recommendation.

S. B. 303, bill for the relief of the Henderson County Cattle Association, with an unfavorable recommendation.

H. B. 741, S. B. 677, bill to prohibit hunting and fishing on any lands in Mitchell County, except by written consent of the owner, with a favorable recommendation.

H. B. 404, S. B. 643, bill for benefit of office of Clerk of Superior Court for Scotland County, with a favorable recommendation.

S. B. 640, H. B. 266, bill for the relief of J. L. Griffin and others, with a favorable recommendation.

By Mr. Robeson, H. B. 489, S. B. 646, bill to protect the owners of timber in Wilkes County, with a favorable recommendation.

S. B. 763, bill to amend chapter 639, section 3, of the Public Laws of 1899, with a favorable recommendation.

H. B. 961, S. B. 667, bill to authorize the Commissioners of McDowell County to issue bonds to improve and enlarge the court-house in Marion, with a favorable recommendation.

S. B. 773, bill to prohibit fast riding and driving over public bridges in Alamance and Durham counties, with a favorable recommendation.

By Mr. Broughton, S. B. 434, bill to incorporate certain churches in the County Line Primitive Baptist Association, with a favorable recommendation.

H. B. 567, S. B. 530, bill to protect owners of timber.

The Committee on Propositions and Grievances recommend that it be referred to the Judiciary Committee.

From the Committee on Public Roads:

By Mr. Thomas, H. B. 515, S. B. 723, bill to amend chapter 375 of the Acts of 1899, relating to public roads in Davidson County, reporting amendment and recommending the passage of the bill with amendment.

By Mr. Buchanan, H. B. 119, S. B. 419, bill authorizing the construction of roads in Yancey County, with a favorable recommendation.

By Mr. Stringfield, H. B. 267, S. B. 727, bill to prohibit fast riding or driving over bridges in Stokes and other counties, with a favorable recommendation.

H. B. 651, S. B. 674, bill to authorize the Commissioners of Johnston County to work convicts upon the public roads of said county, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Leak, S. B. 776, bill to regulate the manufacture and sale of spirituous, vinous and malt liquors in Clayton Township, Johnston County, with a favorable recommendation.

From the Committee on Pensions and Soldiers' Home:

By Mr. London, S. B. 539, bill to amend chapter 198, Laws of 1899, in relation to pensions.

The committee offers a substitute and recommends that it do pass.

From the Committee on Railroads and Railroad Commission:

By Mr. London, S. B. 239, bill to authorize the Seaboard Air Line Railway, successor to the Richmond, Petersburg and Carolina Railroad Company, to possess and exercise the powers conferred upon it by the States of North Carolina and Virginia, and to authorize leases, purchases, sales and consolidations between it and other railroad and transportation companies, with same recommendation as made by the committee on February 4th.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 579, a bill for the relief of the estate of A. F. Bizzell, deceased.

S. B. 574, a bill to cure certain defects in issuing and certifying copies of grants from the office of the Secretary of State.

S. B. 729, H. B. 277, a bill requiring the Treasurer of Madison County to pay S. W. Hall balance for teaching school. Amended.

S. B. 710, a bill for the protection of crops in Wilkes County. Amended.

S. B. 690, a bill to amend section 953 of The Code.

S. B. 751, a bill to amend chapter 464, Laws of 1895.

S. B. 583, a bill to prohibit the manufacture and sale of whiskey in Sampson County. Substitute.

S. B. 741, a bill for the relief of Miss E. C. Spruill, a public school teacher in Nash County.

S. B. 608, a bill to amend chapter 92 of the Laws of 1885.

S. B. 686, a bill in relation to the purchase of real estate by municipal corporations.

S. B. 602, a bill to incorporate Sylvan School-House, in Ruffin Township, in Rockingham County.

S. B. 607, a bill for the relief of R. B. Watts, a teacher of public schools in Wilkes County.

S. B. 681, a bill to incorporate the Charlotte, Monroe and Columbia Railroad Company.

S. B. 576, a bill to incorporate the Halifax and Northampton Development Company.

S. B. 711, a bill for the better government of Brunswick County.

S. B. 655, a bill to authorize the Board of Commissioners of Rowan County to issue bonds.

S. B. 679, a bill to authorize the Secretary of State to print the election returns for 1898 and 1900.

S. B. 712, a bill to amend chapter 488 of the Public Laws of 1899, so as to make the same apply to Brunswick County.

S. B. 713, a bill to incorporate the French Broad Power Company.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 521, S. B. 789, bill to pay certain claim of Fred. P. Latham for services rendered the State in the interest of the Shell-Fish Industry of North Carolina. Referred to Committee on Claims.

H. B. 919, S. B. 790, bill to amend the corporate limits of the town of Albemarle, Stanly County. Referred to Committee on Counties, Cities and Towns.

H. B. 1032, S. B. 791, bill to authorize the County Commissioners of Tyrrell County to levy a special tax. Referred to Committee on Finance.

H. B. 960, S. B. 792, bill to allow Lincoln County to levy a special tax. Referred to Committee on Finance.

H. B. 650, S. B. 793, bill to authorize the Commissioners of the town of Wilkesboro to refund the indebtedness of said town. Referred to Committee on Counties, Cities and Towns.

H. B. 982, S. B. 794, bill for the relief of D. W. Lee, of Wilkes County. Referred to Committee on Propositions and Grievances.

H. B. 207, S. B. 795, bill to place certain territory in Chatham and Moore counties under stock law. Referred to Committee on Propositions and Grievances.

H. B. 457, S. B. 796, bill to repeal chapter 191, Public Laws of 1897, entitled An act to establish a dispensary at Waxhaw, Union County. Referred to Judiciary Committee.

H. B. 488, S. B. 797, bill to amend chapter 488 of the Public Laws of 1899, in relation to the public school of Pilot Mountain, Surry County, N. C. Referred to Committee on Education.

H. B. 1019, S. B. 798, bill to revise the jury list of Chatham County. Referred to Judiciary Committee.

H. B. 983, S. B. 799, bill to authorize the commutation and settlement of certain indebtedness of Washington County. Referred to Judiciary Committee.

H. B. 748, S. B. 800, bill to pay W. H. Lucas and others certain claims out of the oyster fund. Referred to Shell-Fish Committee.

H. B. 766, S. B. 801, bill for the relief of A. M. Jones, a public school teacher, of Ashe County. Referred to Committee on Education.

H. B. 1097, S. B. 802, bill to incorporate the Trustees of Lincoln Hospital. Referred to Committee on Corporations.

H. B. 1360, S. B. 815, bill relating to the Tax Collector and the collection of taxes for the county of Buncombe.

Upon motion of Mr. Gudger, the bill is placed upon to-day's Calendar.

Upon motion of Mr. McAllister, H. B. 919, S. B. 790, bill to amend the corporate limits of the town of Albemarle, Stanly County, is returned to the House of Representatives for the ayes and noes to be called.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Speight, petition from colored teachers of Edgecombe County, asking that no change be made in school officers of said county. Referred to Committee on Education.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Miller of Caldwell (by request), S. B. 803, bill appointing W. F. Craig a Justice of the Peace of Marion, McDowell County. Referred to Committee on Justices of the Peace.

By Mr. Dula, S. B. 804, bill to repeal S. B. 327, H. B. 333, Laws of 1901, relating to hunting and fishing in Wilkes County.

The bill is placed upon the Calendar.

By Mr. Warren, S. B. 805, bill to amend chapter 291, Laws of 1885, and to provide for placing the coat-of-arms of North Carolina on the State flag.

The bill is placed on the Calendar.

By Mr. McAllister, S. R. 806, resolution for pension warrant to Mary Ann Barnhardt, of Cabarrus County. Referred to Judiciary Committee.

By Mr. Broughton, S. B. 807, bill to prohibit the running of four-wheeled caboose cars. Referred to Committee on Railroads and Railroad Commission.

By Mr. Henderson, S. B. 808, bill for the protection of birds and their nests and eggs. Referred to Committee on Propositions and Grievances.

By Mr. Miller of Caldwell, S. B. 809, bill supplemental to an act, entitled An act to prevent live stock from running at large in the counties of Watauga, Mitchell and Caldwell, ratified February 18, 1901.

The bill is placed upon the Calendar.

By Mr. Marshall, S. B. 810, bill for free passage and to prohibit the catching of fish in the Ararat River, Surry County. Referred to the Committee on Propositions and Grievances.

By Mr. Woodard, S. B. 811, bill to impose a license tax of $25.00 on dealers in pistols, bowie, knives, dirks, daggers, slung-shots, loaded canes, and brass, iron and metallic knucks. Referred to Judiciary Committee.

By Mr. Marshall, S. B. 812, bill to appoint S. L. Gilmer and others Justices of the Peace in Surry County. Referred to Committee on Justices of the Peace.

By Mr. James, S. B. 813, bill to incorporate the Greenville and Vanceboro Railroad Company. Referred to Committee on Railroads and Railroad Commission.

By Mr. Scott, S. B. 814, bill for the relief of F. W. Nelson, Tax Collector for the town of Mebane, Alamance County. Referred to Committee on Propositions and Grievances.

By Mr. Marshall, S. B. 816, bill for the relief of certain citzens of Surry County. Referred to Committee on Propositions and Grievances.

By Mr. Alexander, S. B. 817, bill relating to highways, public roads, bridges, ferries and fords. Referred to Committee on Public Roads.

Upon motion of Mr. Alexander, the usual number of copies of this bill are ordered printed.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 764, bill to establish a supplementary school district in Williams Township, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Brown, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Woodard—34.

Bill is ordered engrossed.

S. B. 697, H. B. 647, bill to establish graded schools in the town of Hendersonville, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Woodard—33.

Bill is ordered enrolled.

S. B. 676, H. B. 793, bill to establish a supplementary school district in White House Township, Robeson County, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smtih, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Woodard—35.

Bill is ordered enrolled.

S. B. 765, bill to establish a supplemental school district No. 3 in Chadbourn Township, in Columbus County, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Buchanan, Burroughs, Candler, Crisp, Dula, Foy,Gudger, Henderson, James, Justice,Leak, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Woodard—32.

Bill is ordered engrossed.

S. B. 692, bill to amend the charter of the town of Mt. Pleasant, Cabarrus County, N. C., upon second reading.

The bill passes second reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Crisp, Dula, Foy, Gudger, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Warren, Woodard—29.

S. B. 775, bill to establish a graded school at Smithfield, Johnston County, North Carolina, upon second reading:

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Burroughs, Candler, Dula, Foushee, Henderson, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Woodard —31.

S. B. 757, bill to permit New Hanover County to issue bonds for road improvements, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Woodard—36.

S. B. 734, H. B. 1067, bill to amend and enlarge the charter of the town of Williamston, N. C., upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Gudger, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Robeson, Smith, Stikeleather, Thomas, Ward, Warren, Woodard—35.

S. B. 733, H. B. 929, bill to incorporate the town of Raeford, in Cumberland and Robeson counties, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Thomas, Ward, Warren, Woodard—33.

S. B. 732, H. B. 884, bill to authorize the town of Weaverville to levy a tax, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Woodard—33.

S. B. 638, bill to regulate the sale of cigarettes in North Carolina, upon third reading.

Mr. Morton moves to amend,

Amend by eliminating the tax feature as added by the amendments of Mr. Henderson.

Mr. Justice moves to amend,

Strike out all of the amendments and leave the bill as it came from the committee.

Mr. Brown calls the previous question.

Call sustained.

Mr. Justice's amendment is lost.

Mr. Morton's amendment is adopted, and the bill passes third reading, and is ordered engrossed.

S. B. 715, bill to establish a State Board of Embalming to regulate the practice of embalming and the care and disposition of the dead, upon third reading.

Bill passes third reading, and is ordered sent to the House of Representatives without engrossment.

H. B. 703, S. B. 735, bill to correct Land Grant No. 3331, page 102, upon third reading.

Bill passes third reading, and is ordered enrolled.

S. B. 804, bill to repeal S. B. 327, H. B. 333, Laws of 1901, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 805, bill to amend chapter 291, Laws of 1885, and to provide for placing the coat-of-arms of North Carolina on the State flag, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 272, bill to appoint C. A. Pitts a Justice of the Peace in Cabarrus County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 660, bill with reference to jointures, upon second reading.

Upon motion of Mr. Justice, the bill is referred to the Judiciary Committee.

S. B. 743, bill to authorize the Commissioners of Mt. Airy to issue bonds for supplying the town with water, and other purposes, upon second reading.

Upon motion of Mr. Warren, the bill is laid over until Thursday.

S. B. 744, bill to amend the charter of the town of Mt. Airy, upon second reading.

Upon motion of Mr. Warren, the bill is laid over until Thursday.

S. B. 745, bill to withdraw authority from the Commissioners of Mt. Airy to issue certain bonds, upon second reading.

Upon motion of Mr. Warren, the bill is laid over until Thursday.

S. B. 750, bill to repeal chapter 343, Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1360, S. B. 815, bill relating to the Tax Collector and the collection of taxes for the county of Buncombe, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Arrington, the Senate adjourns until to-morrow at 11 o'clock.

## THIRTY-SEVENTH DAY.

SENATE CHAMBER, February 20, 1901.

The Senate meets pursuant to adjournment.

Prayer by Mr. Broughton.

Upon motion of Mr. Arrington, the reading of the Journal is dispensed with, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committee are submitted as follows:

From the Judiciary Committee:

By Mr. James, S. B. 682, bill to amend chapter 49, Acts of 1897, and section 3613 of The Code of North Carolina, with an unfavorable recommendation.

S. B. 77, bill to amend chapter 384 of the Public Laws of 1899, relating to the providing of separate apartments for white and colored persons on railroads and steamboats in North Carolina, with an unfavorable recommendation.

By Mr. Woodard, H. B. 1019, S. B. 798, bill to revise the jury list of Chatham County, with a favorable recommendation.

By Mr. Ward, S. B. 137, bill relative to the death penalty, with an unfavorable recommendation.

H. B. 983, S. B. 799, bill to authorize the commutation and settlement of certain indebtedness of Washington County, with a favorable recommendation.

By Mr. Henderson, S. B. 811, bill to impose a license tax of twenty-five dollars on dealers in pistols, bowie knives, dirks, daggers, slung-shots, loaded canes, and brass, iron or metallic knuckles, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Broughton, S. B. 814, bill for the relief of F. W. Nelson, Tax Collector for the town of Mebane, Alamance County, North Carolina, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Foushee, H. B. 1097, S. B. 802, bill to incorporate the Trustees of Lincoln Hospital, with a favorable recommendation.

By Mr. Henderson, S. B. 780, bill to incorporate the Croatan Development Company, with a favorable recommendation.

S. B. 46, bill to incorporate the Optical Society of the State of North Carolina, and for other purposes.

The committee reports a substitute without prejudice.

From the Committee on Banks and Currency:

By Mr. Long, S. B. 774, bill to incorporate the Clayton Banking Company, with a favorable recommendation.

By Mr. Smith, S. B. 719, H. B. 816, bill to incorporate the Southern Loan and Savings Bank, of Charlotte, N. C., with a favorable recommendation.

From the Committee on Education:

By Mr. Aycock, S. B. 571, bill in relation to certain school orders in Halifax County, with a favorable recommendation.

S. B. 597, bill to permit teachers holding diplomas from State Normals to teach in the public schools without examination, with an unfavorable recommendation.

From the Committee on Penal Institutions:

By Mr. Brown, S. B. 754, bill to establish a Prison Parole Commission, with a favorable recommendation.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 638, a bill to regulate the sale of cigarettes in North Carolina. Amended.

S. B. 272, a bill to appoint C. A. Pitts a Justice of the Peace in Cabarrus County.

S. B. 750, a bill to repeal chapter 343, Laws of 1899.

S. B. 765, a bill to establish a supplemental school district No. 3 in Chadbourn Township, in Columbus County.

S. B. 586, a bill to incorporate the Scotland Neck and Roanoke Railroad Company.

S. B. 804, a bill to repeal S. B. 327, H. B. 333, of the Laws of 1901, relating to hunting and fishing in Wilkes County.

S. B. 764, a bill to establish a supplementary school district in Williams Township, Columbus County.

S. B. 703, H. B. 546, a bill to amend the charter of the E. L. Shuford Manufacturing Company.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 362, H. B. 339, An act for the improvement of the public roads of Person County.

S. B. 665, H. B. 604, An act to incorporate the Snow Hill Banking and Trust Company, of Snow Hill, N. C.

S. B. 627, H. B. 607, An act to allow the Town Commissioners of the town of Beaufort to levy a special tax to purchase cemeteries.

S. B. 700, H. B. 1167, resolution to pay expenses of sub-Committee on Penal Institutions to visit State farms.

S. B. 468, H. B. 253, An act to appoint Justices of the Peace in Williams Township, in Chatham County.

S. B. 705, H. B. 708, An act to incorporate the Tuckasiege High School, Jackson County.

S. B. 307, H. B. 946, An act to repeal chapter 94, Laws of 1899, and to amend chapter 399, Laws of 1891.

S. B. 720, H. B. 892, An act to incorporate Oasis Temple Ancient Arabic Order Nobles of the Mystic Shrine.

S. B. 645, H. B. 844, An act to incorporate the Duplin and Onslow Railway Company.

S. B. 673, H. B. 785, An act to incorporate the town of Spencer, in Rowan County.

S. B. 707, H. B. 724, An act to amend chapter two hundred and sixty-three (263) of the Laws of 1887.

S. B. 728, H. B. 547, An act to regulate stock law.

S. B. 694, H. B. 835, An act to repeal the charter of the town of Swepsonville, in Alamance County.

S. B. 695, H. B. 558, An act to incorporate the Elizabeth City Water Company.

S. B. 699, H. B. 717, An act to incorporate the town of Bushnell, Swain County, N. C.

S. B. 668, H. B. 952, An act to authorize the Commissioners of Harnett County to issue bonds for the purpose of building a public bridge across the Cape Fear River in said county, and to levy a special tax.

S. B. 722, H. B. 742, An act to allow the Commissioners of Mitchell County to levy a special tax.

S. B. 678, H. B. 672, An act to amend the charter of the Carolina and Northwwestern Railway Company.

S. B. 634, H. B. 7, An act to amend sections 1 and 2 of chapter 384, of the Public Laws of 1899.

S. B. 704, H. B. 694, An act requiring the execution of all capital offenders to be private.

S. B. 726, H. B. 453, An act for the relief of A. S. Ellen, Clerk of the Superior Court of Ashe County.

S. B. 706, H. B. 897, An act for the relief of S. W. Davidson, of Cherokee County.

S. B. 721, H. B. 879, An act to empower the Commissioners of Mecklenburg and Lincoln counties to erect a bridge across the Catawba River connecting said counties.

S. B. 389, H. B. 780, An act authorizing the School Committee of Reidsville School District, Reidsville, N. C., to issue bonds.

S. B. 670, H. B. 635, An act to authorize the town of Dunn to issue bonds for public improvements and to levy a special tax.

S. B. 632, H. B. 658, An act to incorporate the Trent River and Cape Fear Railroad and Logging Company.

S. B. 295, H. B. 299, An act to amend an act entitled An act to incorporate the Wrightsville and Onslow Navigation Company, being chapter 36, Private Acts of 1889.

S. B. 173, H. B. 831, An act to pay J. S. Mann the balance due him as salary as Shell-Fish Commissioner under the Laws of 1891-1893.

S. B. 182, H. B. 623, An act for the establishment of a graded school, to be known as Guilford Graded School, in Guilford County.

S. B. 246, H. B. 663, An act to authorize the city of Durham, North Carolina, to issue market bonds.

S. B. 815, H. B. 1360, An act to repeal chapter three hundred and forty-two, Private Laws of 1895, providing for the election of a Tax Collector for Buncombe County.

S. B. 391, H. B. 863, An act to validate the appointment of Trustees for Zion Methodist Church, at Haywood, N. C.

S. B. 344, H. B. 715, An act to authorize the town of Greenville to issue bonds for purposes of making improvements in said town.

S. B. 697, H. B. 647, An act to establish graded schools in the town of Hendersonville.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1016, S. B. 818, bill to amend, revise and consolidate the charter of the town of Shelby. Referred to Committee on Counties, Cities and Towns.

H. B. 824, S. B. 819, bill to amend the charter of the

town of Highlands, Macon County. Referred to Committee on Counties, Cities and Towns.

H. B. 887, S. B. 820, bill to provide for water-works and sewerage for the town of Elizabeth City, N. C. Referred to Committee on Counties, Cities and Towns.

H. B. 1003, S. B. 821, bill to incorporate the French Broad and Southern Railroad Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 997, S. B. 822, bill to authorize the County Board of School Directors of Franklin County to settle certain claims against the towns of Louisburg, Franklinton and Youngsville, in said county. Referred to Committee on Counties, Cities and Towns.

H. B. 855, S. B. 823, bill for the appointment of a Justice of the Peace of White Oak Township, Duplin County. Referred to Committee on Justices of the Peace.

H. B. 874, S. B. 824, bill to provide for collecting road tax in cash in Mitchell County. Referred to Committee on Finance.

H. B. 807, S. B. 825, bill to appoint a cotton-weigher for the town of Wingate, Union County. Referred to Committee on Propositions and Grievances.

H. B. 773, S. B. 826, bill to prevent the felling of timber in Neuse River, in Durham, Wake and part of Johnston counties, and to protect bridges, dams and fish-traps in said river. Referred to Committee on Propositions and Grievances.

H. B. 813, S. B. 827, bill to establish a school district in Ramseytown Township, Yancey County. Referred to Committee on Education.

H. B. 1010, S. B. 828, bill to allow the Board of Commissioners of Hyde County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1152, S. B. 829, bill to better regulate fishing in Currituck County, accompanied by petition. Referred to Committee on Propositions and Grievances.

H. B. 1126, S. B. 830, bill to allow the Board of Commissioners of Greene County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1084, S. B. 831, bill to authorize the town of Kinston, in Lenoir County, to issue school bonds. Referred to Committee on Education.

H. B. 883, S. B. 832, bill to incorporate the Home Mission Committee of Presbytery of the French Broad. Referred to Committee on Corporations.

H. B. 875, S. B. 833, bill to amend the charter of the town of Marion. Referred to Committee on Counties, Cities and Towns.

H. B. 878, S. B. 837, bill to incorporate Pamlico Lodge, No. 73, K. P. Referred to Committee on Corporations.

H. B. 965, S. B. 834, bill to authorize the Board of County Commissioners of Camden County, North Carolina, to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1206, S. B. 835, bill to amend, revise and consolidate the statutes that constitute the charter of the city of Asheville. Referred to Committee on Counties, Cities and Towns.

H. B. 826, S. B. 838, bill to incorporate the United Free-will Baptist denomination (colored). Referred to Committee on Corporations.

H. B. 1351, S. B. 836, bill to appoint certain Justices of the Peace in Iredell County. Referred to Committee on Justices of the Peace.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. London, petitions from citizens of Chatham County to incorporate all the churches in that county. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bill and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Foushee, S. B. 839, bill to amend the charter of Mt. Airy. Referred to Committee on Counties, Cities and Towns.

By Mr. Marshall, S. B. 840, bill to amend the charter of the Mt. Airy and Eastern Railway Company. Referred to Committee on Railroads and Railroad Commission.

By Mr. Bray (by request), S. B. 841, bill to prevent the use of tobacco by school teachers. Referred to Committee on Propositions and Grievances.

By Mr. Justice, S. B. 842, bill to put a part of the corporate limits of Saluda into Polk County. Referred to Committee on Counties, Cities and Towns.

By Mr. Sugg, S. B. 843, bill to appoint Justices of the Peace in Craven County. Referred to Committee on Justices of the Peace.

By Mr. Justice, S. B. 844, bill to drain Cathey's Creek and Holland's Creek, in Rutherford County. Referred to Committee on Propositions and Grievances.

S. B. 845, bill in relation to the town of Rutherfordton. Referred to Committee on Counties, Cities and Towns.

S. B. 846, bill to authorize the town of Rutherfordton to issue bonds for water-works. Referred to Committee on Counties, Cities and Towns.

Mr. Speight introduces the following resolution:

S. R. 847, resolution of respect relative to the death of Dr. George L. Kirby.

"*Resolved by the Senate, the House concurring, First,* That in the death of Dr. George L. Kirby, Superintendent of the Central Hospital for the Insane, the State has lost a valuable and efficient officer and a worthy and faithful citizen.

"*Second*, That we extend our sympathy to the bereaved family.

"*Third*, That a copy of these resolutions be printed in the Journal and be sent to his family."

Upon motion of Mr. Speight, the resolution is placed upon its several readings.

The resolution passes its several readings, and is ordered sent to the House of Representatives without engrossment.

By Mr. Woodard, S. B. 848, bill to incorporate the State's Prison of North Carolina, and to provide for the government thereof.

The bill is placed upon the Calendar for to-day.

Mr. Woodard moves that the rules be suspended and the bill be placed upon its several readings.

The motion is lost.

Upon motion of Mr. Henderson, the vote by which S. B. 743, bill to authorize the Commissioners of Mt. Airy to issue bonds for supplying the town with water-works, which was postponed until Thursday, is reconsidered, and the bill is placed on its second reading.

Upon motion of Mr. Foushee, substitute for S. B. 82 and S. B. 96, is made a special order for next Friday at 12 o'clock.

Mr. Henderson moves that the rules be suspended and H. B. 1351, S. B. 836, bill to appoint certain Justices of the Peace in Iredell County, be called from Committee on Justices of the Peace and placed on its several readings.

The motion is adopted.

The bill passes its several readings, and is ordered enrolled.

Upon motion of Mr. Justice, H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1889, chapter 277, Laws of 1895, and chapters 29 and 211, Laws of 1899, relating to divorce, which is made a special order for this hour, is postponed until 1 o'clock to-morrow.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 775, bill to establish a graded school at Smithfield, Johnston County, North Carolina, upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Ward, Warren, Webb, Wood, Woodard—41.

Bill is ordered engrossed.

S. B. 757, bill to permit New Hanover County to issue bonds for road improvements, upon third reading.

The bill passes third reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Gudger, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—43.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 734, H. B. 1067, bill to amend and enlarge the charter of the town of Williamston, N. C., upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—41.

The bill is ordered enrolled.

S. B. 733, H. B. 929, bill to incorporate the town of Raeford, in Cumberland and Robeson counties, upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Henderson, James, Leak, Lindsay, London, Long, Marshall, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—41.

The bill is ordered enrolled.

S. B. 732, H. B. 884, bill to authorize the town of Weaverville to levy a tax, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Warren, Wood—42.

The bill is ordered enrolled.

S. B. 692, bill to amend the charter of the town of Mt. Pleasant, Cabarrus County, N. C., upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Pamlico, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Thomas, Wood—32.

The bill is ordered engrossed.

S. B. 667, H. B. 961, bill to authorize the Commissioners of McDowell County to issue bonds to improve and enlarge the court-house in Marion, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Pamlico, Pinnix, Robeson, Smith, Stikeleather, Sugg, Thomas, Vann, Warren, Webb, Wood, Woodard—35.

S. B. 669, H. B. 967, bill to authorize the Commissioners of Haywood County to levy a special tax, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Warren, Webb, Wood, Woodard—36.

S. B. 674, H. B. 651, bill to authorize the Commissioners of the county of Johnston to work convicts upon the public roads of said county, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, Lindsay, London, McAllister, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 778, bill to prevent live stock from running at large in a portion of Bladen County, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Warren, Webb, Woodard—41.

S. B. 743, bill to authorize the Commissioners of Mt. Airy to issue bonds for supplying the town with water and for other purposes, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell,

Miller of Pamlico, Morton, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Warren, Wood, Woodard—37.

S. B. 809, An act supplemental to an act entitled An act to prevent live stock from running at large in the counties of Watauga, Mitchell and Caldwell, ratified February 18, 1901, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Henderson, James, Lindsay, London, Long, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stikeleather, Thomas, Warren, Webb, Woodard—30.

Upon motion of Mr. Candler, H. B. 119, S. B. 419, bill authorizing the construction of roads in Yancey County, is laid upon the table.

S. B. 552, bill to provide a general stock law, upon second reading.

Mr. Candler moves to amend,

"Provided, this act shall not apply to the county of Jackson, Swain, Henderson and Transylvania."

Mr. Crisp moves to amend,

"Provided, this act shall not apply to the counties of Graham, Cherokee, Clay, Macon and Randolph."

Mr. James moves to amend,

"That this act shall not apply to the counties of Pitt and Columbus."

Mr. Gudger moves to amend,

"Provided, this act shall not apply to Madison County."

Mr. Marshall moves to amend,

"Provided, this act shall not apply to Stokes and Surry counties.

Mr. Henderson moves to postpone until Tuesday.

Upon motion of Mr. London, the bill is laid upon the table.

H. B. 473, S. B. 83, bill to prevent locust pin operators from obstructing the streams of Mitchell County, upon second reading.

Upon motion of Mr. Candler, the Senate concurs in the House amendment, and the bill is ordered enrolled.

S. B. 239, bill to authorize the Seaboard Air Line Railway, successor to Richmond, Petersburg and Carolina Railroad Company, to possess and exercise the powers conferred upon the latter road, and to authorize leases, purchases, sales or consolidations between it and other railroad and transportation companies, upon second reading.

Mr. Morton moves to amend,

Strike out the railroads named and insert "competing lines."

The amendment is lost.

The amendment reported by the Committee is adopted, and the bill, as amended, passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 303, bill for the relief of the Henderson County Cattle Association, upon second reading.

Bill fails to pass.

H. B. 307, S. B. 318, bill for the relief of the Henderson County Cattle Association, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 302, S. B. 357, bill for the relief of J. C. Burns, of Macon County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 434, bill to incorporate certain churches in the Country Line Primitive Baptist Association, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

The following message is received from the House of Representatives:

"*Resolved,* That a message be sent to the Senate, informing that honorable body that at the hour of 1:30 o'clock p. m., of this day, a committee of the House will appear at the bar of the Senate, and, in the name of the House of Representatives and of all the good people of North Carolina, impeach David M. Furches, late Associate Justice, and now Chief Justice, and Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, of high crimes and misdemeanors in office."

THE CALENDAR

is resumed.

H. B. 82, S. B. 491, bill to amend chapter 397 of the Acts of 1897, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 539, bill to amend chapter 198, Laws of 1899, in relation to pensions, upon second reading.

Mr. London moves to amend.

Amend substitute by adding to section 1 the following: "If the fund collected from the special pension tax in any year should be insufficient to pay in full the aforesaid pensions, then, and in that event, the State Treasurer shall pay said pensions out of the general fund in the State Treasury: *Provided, however,* that in no year shall the total amount paid for pensions exceed two hundred thousand dollars."

The amendment is adopted.

Upon motion of Mr. Dula, the usual number of copies of this bill are ordered printed, and the bill is made a special order for next Saturday at 12 o'clock.

H. B. 45, S. B. 202, bill to permit the Commissioners of

New Hanover to sell the old court-house and lot, upon second reading.

Upon motion of Mr. Morton, this bill is laid aside, and S. B. 506, bill to permit the Commissioners of New Hanover County to dispose of the old court-house and lot, is placed before the Senate.

Mr. Morrison moves that the bill be referred to the Judiciary Committee.

Mr. Brown moves that the motion of Mr. Morrison lay upon the table.

The motion is lost.

Mr. Morrison's motion is adopted.

H. B. 45, S. B. 202, bill to permit the Commissioners of New Hanover to sell the old court-house and lot, upon second reading.

Upon motion of Mr. Morrison, further consideration of this bill is postponed until Friday.

H. B. 343, S. B. 558, bill for the relief of certain officers and witnesses, who attend the courts as witnesses before the grand juries.

Amendments are offered and adopted, excepting various counties from the provisions of the bill, when Mr. Smith offers the following amendment, which is adopted:

Amend by adding to section 1 the following: "This act shall apply only to Johnston County."

The bill passes second reading.

### IMPEACHMENT PROCEEDINGS.

A committee from the House of Representatives, composed of Messrs. Winston, Ardrey, Blount, Zachary and Carlton, appear at the bar of the Senate, and Mr. Winston, speaking for the committee, says:

"We are directed by the House of Representatives to convey to you this message of great moment.

"After long and patient consideration, by pronounced majority, that branch of this General Assembly declares that David M. Furches, late Associate Justice, and now Chief Justice, and Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, in violation of the letter and spirit of the Constitution, and in defiance of the plain statutory law of the State, have usurped powers subversive of the right of the Legislative department of our State government.

"For this misconduct it declares that these officers be impeached of high crimes and misdemeanors in office.

"In obedience to the duty imposed upon us, we now present to your honorable body certain resolutions relating to such impeachment:

"SENATORS—As directed by the order of the House of Representatives, and in the name of the whole people of North Carolina, whose Constitution has been broken, whose laws have been defied, whose peace is threatened and imperilled, we impeach David M. Furches, late Associate Justice, and now Chief Justice, and Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, of high crimes and misdemeanors in office.

"In the name of the Representatives of the people, we do demand that this Senate organize a high court of impeachment, and take order that David M. Furches and Robert M. Douglas appear at its bar to answer to particular charges which the House of Representatives will, in due time, exhibit; and that the Senate do make such other and further orders in the premises as may seem to them best calculated to bring this trial to a just and speedy termination.

"In conclusion the House of Representatives, through us, its chosen messengers, prays that the God of Eternal Truth and Justice may protect the rights of the impeached and preserve unbroken the Constitution of our fathers.

"And now, Mr. President, having discharged this moment-

ous and melancholy duty, we await your answer as provided by law, which answer we will make to those who sent us hither."

Mr. Ardrey, for the committee, presented the following resolution:

"RESOLUTION RELATING TO THE ACTION OF THE AUDITOR, THE TREASURER, AND TWO JUDGES OF THE SUPREME COURT IN CASE OF THEOPHILUS WHITE AGAINST HAL W. AYER, AUDITOR, AND W. H. WORTH, TREASURER.

"WHEREAS, The Constitution of North Carolina, Art. IV, section 9, declares: 'The Supreme Court shall have original jurisdiction to hear all claims against the State, but its decisions shall be merely recommendatory. No process in the nature of execution shall issue; they shall be reported to the next session of the General Assembly for its action.'

"AND WHEREAS, The General Assembly of North Carolina, at its session of 1899, did enact, chapter 21, Public Law, section 1:

"'The Treasurer of the State of North Carolina shall not pay any compensation to any person, or persons, claiming the same for services rendered concerning the Shell-Fish Industry, unless such person, or persons, are authorized to render such services under the provisions of said act, entitled, To provide for the general supervision of the Shell-Fish Industry of the State of North Carolina, and ratified March 2, 1899.'

"AND WHEREAS, Theophilus White brought an action of mandamus against Hal W. Ayer, Auditor, and W. H. Worth, Treasurer, to compel them to issue a warrant for his salary for services rendered concerning the Shell-Fish Industry.

"AND WHEREAS, David M. Furches, Chief Justice of North Carolina, and Robert M. Douglas, Associate Justice of the Supreme Court, acting as Judges of the Supreme Court of

North Carolina, did, on the 17th day of October, 1900, under the color of the power and authority aforesaid, in them as such Judges, cause to issue from the Supreme Court the following order:

"'*Now, therefore,* You (meaning the Treasurer aforesaid) are commanded absolutely and peremptorily, without delay, to pay the warrants issued as aforesaid, by the State Auditor on you as Treasurer in favor of the plaintiff, and that in all things you comply with and obey the mandates and requirements of this writ, and that herein you fail not.' The following copy of which writ is hereto attached.

"And whereas, The said writ was an usurpation, issued in violation of the Constitution, and in defiance of the statute of this General Assembly;

"And whereas, In pursuance of said writ, the said Hal W. Ayer, Auditor of the State, did on the .... day of ..... ...., 1900, draw his warrant upon the Treasury, and the said W. H. Worth, Treasurer aforesaid, did pay the said Theophilus White the sum of $831.15, contrary to the Constitution and laws of North Carolina, as aforesaid; now, therefore, be it

*"Resolved by the House of Representatives of North Carolina:*

"1. That the action of the said W. H. Worth and Hal W. Ayer be condemned as unlawful and unconstitutional, meriting the rebuke of the people of North Carolina.

"2. That the action of the said Judges of the Supreme Court is hereby declared to be in violation of the spirit and letter of the Constitution, and in defiance of the plain statutory law of this State, a usurpation of power subversive of the rights and powers of the Legislative department of the government.

"3. That the said David M. Furches, Chief Justice of North Carolina, and Robert M. Douglas, Associate Justice

of the Supreme Court of North Carolina, be impeached of high crimes and misdemeanors in office.

"4. That a committee of five be appointed to go to the Senate, and at the bar thereof acquaint the Senate that the House of Representatives will impeach David M. Furches, Chief Justice of North Carolina, and Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, of high crimes and misdemeanors in office. That this House will, in due time, exhibit the particular articles of the impeachment against the above-named Judges of the Supreme Court, and make good the same, and that the committee do demand that the Senate make order for the appearance of the said David M. Furches, Chief Justice, and Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, to answer the said impeachment."

Mr. London offers the following resolution:

"*Resolved,* That the President, in behalf of the Senate, announce to the gentlemen of the committee from the House of Representatives that the Senate will receive their message, duly consider the same, and take proper action thereon."

The resolution is adopted.

Thereupon the President of the Senate says:

"*Gentlemen of the Committee.*

"You will bear information to the House of Representatives that the Senate has received its message, and will consider the same, and will take proper action thereon, as required by law and the Constitution of the State."

The committee from the House of Representatives retires.

Upon motion of Mr. London, the Senate adjourns until to-morrow at 10 o'clock.

## THIRTY-EIGHTH DAY.

SENATE CHAMBER, February 21, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. H. Weaver.

Upon motion of Mr. Travis, reading of the Journal of yesterday is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Broughton for to-day.

Upon motion of Mr. Glenn, the courtesies of the floor are extended to ex-Senator A. M. Scales, of Guilford.

The President extends the courtesies of the floor to ex-Senator Shaw, of Hertford County.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Arrington, H. B. 421, S. B. 702, bill to regulate the return of property seized under attachment and to repeal sections 373 and 374 of The Code, with an unfavorable recommendation.

S. B. 841, bill to prevent the use of tobacco by school teachers, with an unfavorable recommendation.

S. B. 747, bill to protect game birds, with a favorable recommendation.

H. B. 807, S. B. 825, bill to appoint a cotton-weigher for the town of Wingate, Union County, with a favorable recommendation.

S. B. 844, bill to drain Cathey's Creek and Holland's Creek, in Rutherford County, with a favorable recommendation.

By Mr. Brown, H. B. 125, S. B. 282, bill to prevent the killing of partridges in Rowan County between certain dates.

The committee offers a substitute, and recommends that the bill, as substituted, do pass.

By Mr. Robeson, S. B. 794, H. B. 982, bill for the relief of D. W. Lee, of Wilkes County, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Leak, S. B. 839, bill to amend the charter of the town of Mt. Airy, with a favorable recommendation.

S. B. 830, H. B. 1126, bill to allow the Board of Commissioners of Greene County to levy a special tax, with a favorable recommendation.

S. B. 846, bill to authorize the town of Rutherfordton to issue bonds for water-works, with a favorable recommendation.

S. B. 845, bill in relation to the town of Rutherfordton, with a favorable recommendation.

S. B. 786, bill to authorize the Board of Commissioners of Wilkes County to issue bonds, with a favorable recommendation.

By Mr. Sugg, S. B. 818, H. B. 1016, bill to amend, revise and consolidate the charter of the town of Shelby, with a favorable recommendation.

S. B. 833, H. B. 875, bill to amend the charter of the town of Marion, with a favorable recommendation.

S. B. 822, H. B. 997, bill to authorize the County Board of School Directors of Franklin County to settle certain claims against the towns of Louisburg, Franklinton and Youngsville, in said county, with a favorable recommendation.

S. B. 834, H. B. 956, bill to authorize the Board of County Commissioners of Camden County, North Carolina, to levy a special tax, with a favorable recommendation.

By Mr. Smith, S. B. 828, H. B. 1010, bill to allow the Board of County Commissioners of Hyde County to levy a special tax, with a favorable recommendation.

S. B. 793, H. B. 650, bill to authorize the Commissioners of Wilkesboro to refund the indebtedness of said town, with a favorable recommendation.

S. B. 819, H. B. 824, bill to amend the charter of the town of Highlands, Macon County, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Webb, S. B. 568, bill to prevent injustice and imposition upon clients by attorneys, with an unfavorable recommendation.

By Mr. Morrison, S. B. 717, bill to amend section 1524 of The Code, relating to commissions allowed executors and administrators, with a favorable recommendation.

S. R. 806, resolution for pension warrant to Mary Ann Barnhardt, of Cabarrus County, with a favorable recommendation.

By Mr. Ward, S. B. 78, bill to protect trade, commerce and transportation from conspiracy, trusts and monopoly.

The committee offers a substitute, and recommends the passage of the substitute.

By Mr. James, S. B. 91, bill to prohibit the sale of cigarettes in North Carolina, with an unfavorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Arrington, H. B. 1152, S. B. 829, bill to better regulate fishing in Currituck County, with a favorable recommendation.

From the Committee on Shell-Fish:

By Mr. McNeill, H. B. 748, S. B. 800, bill to pay W. H. Lucas and others certain claims out of the oyster fund, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. London, S. B. 840, bill to amend the charter of the Mt. Airy and Eastern Railway Company, with a favorable recommendation.

From the Committee on Justices of the Peace:

By Mr. Vann, S. B. 843, bill to appoint Justices of the Peace in Craven County, with a favorable recommendation.

The bill is placed on the Calendar.

ENGROSSED BILLS.

Mr. Crisp, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 434, a bill to incorporate certain churches in the Country Line Primitive Baptist Association.

S. B. 692, a bill to amend the charter of the town of Mt. Pleasant, Cabarrus County.

S. B. 775, a bill to establish a graded school at Smithfield, Johnston County, N. C.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 912, S. B. 849, bill to protect game in Bertie County. Referred to Committee on Propositions and Grievances.

H. B. 1169, S. B. 850, bill to prevent the sale of spirituous liquors outside of the incorporations in Buncombe County.

Placed on the Calendar.

H. B. 923, S. B. 851, bill for the relief of Mrs. A. C. Morrow, a school teacher, of Rutherford County. Referred to Committee on Education.

S. B. 790, H. B. 919, bill to amend the corporate limits of the town of Albemarle, Stanly County. Referred to Committee on Counties, Cities and Towns.

H. B. 880, S. B. 852, bill to amend chapter 251, Laws of

1889, as to the drainage of Mud Creek, in Henderson County. Referred to Committee on Propositions and Grievances.

H. B. 1142, S. B. 853, bill to improve the public roads in South Point Township, in Gaston County. Referred to Committee on Public Roads.

H. B. 1242, S. B. 854, bill to authorize the Commissioners of Granville County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 852, S. B. 855, bill to amend the charter of the town of Ringwood, N. C. Referred to Committee on Counties, Cities and Towns.

H. B. 885, S. B. 856, bill to enable the Board of School Directors of Buncombe County to pay certain debts. Referred to Committee on Education.

H. B. 1392, S. B. 857, bill to restore to the Governor the power to appoint the members of the Board of Internal Improvements.

The bill is placed upon the Calendar for to-day.

H. B. 924, S. B. 858, bill for the relief of A. C. Morrow, a school teacher, of Rutherford County. Referred to Committee on Education.

H. B. 868, S. B. 881, bill to appoint a cotton-weigher for the town of Laurinburg. Referred to Committee on Counties, Cities and Towns.

H. B. 843, S. B. 888, bill to prevent fishing in Little Elk Creek, in Mitchell County. Referred to Committee on Propositions and Grievances.

H. B. 795, S. B. 887, bill to establish a dispensary for the town of Winton. Referred to Committee on Propositions and Grievances.

H. B. 829, S. B. 883, bill to validate the marriage of Jas. H. Pierce and Martha E. Smithwick, of Bertie County. Referred to Judiciary Committee.

H. B. 828, S. B. 882, bill to validate the marriage of John

Howard and Cora Spiller (colored), of Bertie County. Referred to Judiciary Committee.

H. B. 781, S. B. 397, bill to incorporate the Richmond County Savings Bank, with amendment by House of Representatives.

The bill is placed on the Calendar.

H. B. 735, S. B. 885, bill to incorporate the Bank of Dunn. Referred to Committee on Counties, Cities and Towns.

H. B. 688, S. B. 884, bill to regulate the manufacture and sale of spirituous, vinous and malt liquors in Transylvania County, North Carolina.

The bill is placed on the Calendar.

H. B. 714, S. B. 235, bill to incorporate the Durham Light and Power Company, with amendment by the House of Representatives.

The bill is placed on the Calendar.

H. B. 833, S. B. 443, bill to incorporate the Charlotte Savings Bank, with amendment by the House of Representatives.

The bill is placed on the Calendar.

H. B. 1267, S. B. 886, bill to incorporate the New River Valley Railroad Company.

The bill is placed on the Calendar.

H. B. 1004, S. B. 879, bill to incorporate the town of Toxaway, in the county of Transylvania. Referred to Committee on Counties, Cities and Towns.

H. B. 864, S. B. 445, bill to incorporate the Farmers Bank, of Rockingham, N. C., with amendment by the House of Representatives.

The bill is placed on the Calendar.

H. B. 1085, S. B. 880, bill to amend the charter of the town of Kinston. Referred to Committee on Counties, Cities and Towns.

H. B. 834, S. B. 152, bill to incorporate the Southern

Manufacturers' Mutual Insurance Company, with amendment by the House of Representatives.

The bill is placed on the Calendar.

H. B. 1488, S. B. 889, bill supplemental to an act entitled An act to increase the number of Superior Court Judges and Judicial Districts, ratified February 18, 1901.

The bill is placed on the Calendar.

H. B. 1414, S. B. 890, bill for the relief of Morrison Redd, a public school teacher, of Onslow County.

The bill is placed on the Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Burroughs, S. R. 859, resolution to appoint a joint committe to attend the funeral of the late Dr. George L. Kirby.

The resolution is placed on the Calendar.

By Mr. McAllister (by request), S. B. 860, bill to regulate the learning of trades. Referred to Judiciary Committee.

By Mr. Smith, S. B. 861, bill to prohibit the sale of liquors within three miles of Oakland Presbyterian Church, Johnston County. Referred to Committee on Propositions and Grievances.

By Mr. Vann, S. B. 862, bill for the relief of C. D. Morgan, ex-Treasurer of Currituck County.

The bill is placed on the Calendar.

By Mr. Scott, S. B. 863, bill to regulate the conduct of persons at Haw River, relative to persons boarding trains. Referred to Committee on Railroads and Railroad Commission.

By Mr. Vann, S. B. 864, bill to establish graded schools for the town of Edenton. Referred to Committee on Education.

By Mr. Buchanan, S. B. 865, bill to provide for working

convicts in Mitchell County. Referred to Committee on Counties, Cities and Towns.

By Mr. London, S. B. 866, bill in regard to the stock law in Chatham County. Referred to Committee on Propositions and Grievances.

By Mr. Arrington, S. B. 867, bill to incorporate Corinthian Lodge, No. 239, Ancient, Free and Accepted Masons, of Rocky Mount, N. C. Referred to Committee on Corporations.

By Mr. McIntyre, S. B. 868, bill to repeal chapter 520, Laws of 1891, and to re-enact and amend section 1967 of The Code. Referred to Judiciary Committee.

S. B. 869, bill to amend chapter 215, Private Laws of 1899, in regard to the charter of the town of Lumberton. Referred to Committee on Counties, Cities and Towns.

By Mr. Foushee, S. B. 870, bill to permit the city of Durham to collect arrears of taxes. Referred to Committee on Propositions and Grievances.

By Mr. Marshall, S. B. 871, bill to prohibit the manufacture and sale of liquors within two miles of Friends' Meeting House, at Westfield, Surry County. Referred to Committee on Propositions and Grievances.

By Mr. Henderson, S. B. 872, bill to incorporate the Piedmont Game and Athletic Club. Referred to Committee on Corporations.

By Mr. London (by request), S. B. 873, bill to prohibit the manufacture and sale of liquor near any church in Chatham County. Referred to Committee on Propositions and Grievances.

By Mr. Vann, S. B. 874, bill to authorize the town of Edenton to isue bonds and levy a special tax. Referred to Committee on Counties, Cities and Towns.

By Mr. Aycock, S. B. 875, bill to secure evidence for the suppression of gambling. Referred to Judiciary Committee.

S. B. 876, bill to amend section 1043 of The Code. Referred to Judiciary Committee.

By Mr. Gudger, S. B. 877, bill to authorize the Commissioners of Madison County to levy a special tax.

The bill is placed on the Calendar.

By Mr. McNeill, S. B. 878, bill to amend the charter of the city of Fayetteville. Referred to Committee on Counties, Cities and Towns.

Mr. Arrington offers the following resolution:

"*Resolved,* That the Committee on Rules be and is hereby directed to prepare the necessary rules to govern the Senate in the impeachment trials and to submit a printed report of the same to the Senate."

The resolution is adopted.

Mr. Henderson offers the following resolution:

"*Resolved,* That a message be sent to the House of Representatives calling the attention of that honorable body to the circumstance that bills of the Senate which pass the House of Representatives with an amendment, are returned to the Senate with such amendment engrossed as a part of the bill, so that the Senate is unable to discover what is the amendment of the House of Representatives which the Senate is expected to concur in."

The resolution is adopted.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 743, bill to authorize the Commissioners of Mt. Airy to issue bonds for supplying the town with water, and other purposes, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington,

Aycock, Bray, Brown, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Woodard—36.

Bill is ordered engrossed.

S. B. 674, H. B. 651, bill to authorize the Commissioners of the county of Johnston to work convicts upon the public roads of said county, upon third reading.

The bill passes third reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Brown, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Woodard—39.

Bill is ordered enrolled.

S. B. 669, H. B. 967, bill to authorize the Commissioners of Haywood County to levy a special tax, upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—41.

Bill is ordered enrolled.

S. B. 667, H. B. 961, bill to authorize the Commissioners

of McDowell County to issue bonds to improve and enlarge the court-house in Martin, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—38.

Bill is ordered enrolled.

S. B. 778, bill to prevent live stock from running at large in a portion of Bladen County, upon third reading.

The bill passes third reading, ayes 44, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Brown, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—44.

Bill is ordered engrossed.

S. B. 809, an act supplemental to an act entitled An act to prevent live stock from running at large in the counties of Watauga, Mitchell and Caldwell, ratified February 18, 1901.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, McIntosh, McIntyre,

McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—41.

Bill is ordered engrossed.

S. B. 736, H. B. 303, bill to prohibit live stock from running at large in certain parts of Alleghany County, and hogs from running at large in the residue of the county, upon second reading.

The bill passes second reading, ayes 45, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—45.

S. R. 859, resolution to appoint a joint committee to attend the funeral of the late Dr. George L. Kirby, upon third reading.

The resolution passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

The President appoints Messrs. Wood, Aycock and Speight as a committee on the part of the Senate as provided for in the above resolution.

S. B. 77, bill to amend chapter 384, Public Laws 1899, relating to the providing separate apartments for white and colored persons on railroads and steamboats in North Carolina, upon second reading.

The bill is laid upon the table.

S. B. 137, bill relative to the death penalty, upon second reading.

The bill is laid upon the table.

H. B. 660, S. B. 472, bill to incorporate the Chapel Hill Investment Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 571, bill in relation to certain school orders in Halifax County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 115, S. B. 594, bill to prohibit the sale of spirituous liquors within five miles of Concord Church, upon second reading.

The amendment offered by the Committee is adopted, and the bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment for concurrence.

S. B. 597, bill to permit teachers holding certificates from State Normals to teach in the public schools without examination, upon second reading.

Upon motion of Mr. Aycock, the bill is laid upon the table.

S. B. 640, H. B. 266, bill for the relief of J. L. Griffin and others, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 489, S. B. 646, bill to protect the owners of timber in Wilkes County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 404, S. B. 643, bill for the benefit of the office of Clerk of Superior Court for Scotland County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 741, S. B. 677, bill to prohibit hunting and fishing

on any lands in Mitchell County, except by written consent of the owner, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 682, bill to amend chapter 49, Acts of 1887, and section 3613 of The Code of North Carolina, upon second reading.

Upon motion of Mr. Henderson, the bill is laid upon the table.

H. B. 719, S. B. 798, bill to repeal chapter 16, Volume II, of The Code, and for other purposes, upon second reading.

Mr. Pinnix calls for the ayes and noes.

Call not sustained.

The bill passes second and third readings, and is ordered enrolled.

H. B. 816, S. B. 719, bill to incorporate the Southern Loan and Savings Bank, of Charlotte, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 745, bill to withdraw authority from the Commissioners of Mt. Airy to issue certain bonds, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 515, S. B. 723, bill to amend chapter 375 of the Acts of 1899, relating to public roads in Davidson County, upon second reading.

The amendment offered by the committee is adopted, and the bill, as amended, passes second and third readings, and is ordered engrossed and sent to the House of Representatives for concurrence in amendment.

S. B. 744, bill to amend the charter of the town of Mt. Airy, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 267, S. B. 727, bill to prohibit fast riding or driving

over bridges in Stokes and other counties, upon second reading.

The bill passes second reading.

Mr. Scott moves to amend,

Amend by adding "Alamance, Caswell and Durham."

The amendment is adopted.

Mr. Crisp moves to amend,

Amend by adding "Clay."

The amendment is adopted.

The bill passes third reading, and is ordered engrossed and sent to the House of Representatives for concurrence in amendments.

S. B. 752, bill to incorporate the Southport, Wilmington and Durham Railroad Company, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 759, S. B. 731, bill to amend chapter 280, Laws of 1897, relating to the payment of jurors in Durham County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 754, bill to establish a Prison Parole Commission, upon second reading.

Upon motion of Mr. Morrison, further consideration of this bill is postponed until next Monday, and the bill is ordered printed.

S. B. 760, bill to appoint James M. Gizzard, of Halifax County, a Justice of the Peace, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 763, bill to amend chapter 639, section 3, of the Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1488, S. B. 889, bill supplemental to an act entitled An act to increase the number of Superior Court Judges

and Judicial Districts, ratified February 18, 1901, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 776, bill relative to the form of liens for Johnston County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 771, bill for the relief of public school committeemen and road overseers in North Carolina, upon second reading.

Upon motion of Mr. Justice, the bill is laid on the table.

S. B. 772, bill to amend sections 107 and 112 of chapter 15, of the Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 773, bill to prohibit fast riding and driving over public bridges in Alamance and Durham counties, upon second reading.

By permission, Mr. Scott withdraws the bill.

S. B. 774, bill to incorporate the Clayton Banking Company, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 848, bill to incorporate the State's Prison of North Carolina and to provide for the government thereof, upon second reading.

The bill is referred to the Committee on Penal Institutions.

S. B. 776, bill to regulate manufacture and sale of liquors in Clayton Township, Johnston County, North Carolina, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 780, bill to incorporate the Croatan Development Company, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 785, bill to protect the travelling public in Craven County, North Carolina, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1019, S. B. 798, bill to revise the jury list of Chatham County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 799, H. B. 983, bill to authorize the commutation and settlement of certain indebtedness of Washington County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1097, S. B. 802, bill to incorporate the Trustees of Lincoln Hospital, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 811, bill to impose a license tax of twenty-five dollars on dealers in pistols, bowie knives, dirks, daggers, slungshots, loaded canes, and brass, iron and metallic knucks, upon second reading.

Upon motion of Mr. Smith, the bill is referred to the Finance Committee.

S. B. 814, bill for the relief of F. W. Nelson, Tax Collector for the town of Mebane, Alamance County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 480, bill to amend section 17, chapter 235, Laws of 1899, relative to probate of deeds and other instruments, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 843, bill to appoint Justices of the Peace in Craven County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 862, bill for the relief of C. D. Morgan, ex-Treasurer of Currituck County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 685, bill to amend subsection 4 of chapter 501, of The Code, concerning the statute of limitations in reference to judgments against the owner of a homestead, upon second reading.

Mr. Webb offers a substitute.

Mr. Travis offers amendment to Mr. Vann's substitute.

Mr. Vann accepts Mr. Travis' amendment, and it is made a part of the substitute.

Mr. Webb calls for ayes and noes on his substitute.

Call sustained.

The substitute is lost, ayes 11, noes 28, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Candler, Currie, Long, Marshall, Michael, Miller of Caldwell, Scott, Sugg and Webb—11.

Those voting in the negative are: Messrs. Aycock, Brown, Buchanan, Crisp, Dula, Foushee, Gudger, Henderson, James, Justice, Leak, Lindsay, London, McIntosh, McIntyre, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Thomas, Travis, Vann, Ward, Warren, Wood and Woodard —28.

Mr. Henderson calls for ayes and noes on Mr. Vann's substitute.

Call sustained.

The substitute is adopted, ayes 21, noes 15, as follows:

Those voting in the affirmative are: Messrs. Brown, Calvert, Foushee, James, Justice, Leak, Lindsay, London, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morri-

son, Morton, Smith, Thomas, Travis, Vann, Ward, Warren and Wood—21.

Those voting in the negative are: Messrs. Arrington, Aycock, Buchanan, Candler, Crisp, Dula, Gudger, Henderson, Long, McIntosh, Robeson, Scott, Sugg, Webb and Woodard —15.

The bill passes second reading.

H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1889, chapter 277, Laws of 1895, and chapters 29 and 211, Laws of 1899, relating to divorce, upon second reading.

Mr. Gudger moves to amend,

Amend by striking out all after the word "provided" in section 1.

Pending further consideration of the bill, the Senate, upon motion of Mr. Woodard, adjourns until to-morrow at 10 o'clock.

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## THIRTY-NINTH DAY.

SENATE CHAMBER, February 22, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Marvin Culbreth.

Upon motion of Mr. Arrington, the reading of the Journal is dispensed with, and the same stands approved.

Upon motion of Mr. Morrison, the courtesies of the floor are extended to ex-Senator Jerome, of Union County.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Insurance:

By Mr. Arrington, H. B. 917, S. B. 724, bill to incorporate the Eastern Insurance Company, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Arrington, S. B. 870, bill to permit the city of Durham to collect arrears of taxes, with a favorable recommendation.

By Mr. Robeson, H. B. 773, S. B. 826, bill to prevent the felling of timber in Neuse River, in Durham, Wake and part of Johnston counties, and to protect bridges, dams and fish-traps in said river, with a favorable recommendation.

By Mr. Brown, H. B. 207, S. B. 795, bill to place certain territory in Chatham and Moore counties under stock law, with a favorable recommendation.

S. B. 866, bill in regard to the stock law in Chatham County, with a favorable recommendation.

S B. 873, bill to prohibit the manufacture and sale of liquor near any church in Chatham County, with a favorable recommendation.

From the Judiciary Committee:

By Mr. McIntyre, S. B. 860, bill to regulate the learning of trades, with an unfavorable recommendation.

By Mr. Henderson, S. B. 748, bill to be entitled An act to amend section 739, of The Code, concerning the costs in criminal actions, with an unfavorable recommendation.

By Mr. Gudger, S. B. 684, bill to amend the Code in regard to writs of *venire facias*, with an unfavorable recommendation.

S. B. 762, bill to regulate the collection of costs and fines in Justices' Courts, with an unfavorable recommendation.

H. B. 270, S. B. 701, bill to pay jurors who are drawn on *special venires* in the county of Madison, with a favorable recommendation as amended.

By Mr. Warren, H. B. 828, S. B. 882, bill to validate the marriage of John Howard and Cora Spiller (colored), of Bertie County, with a favorable recommendation.

By Mr. Webb, S. B. 875, bill to secure evidence for the suppression of gambling with an unfavorable recommendation.

By Mr. Woodard, H. B. 475, S. B. 170, bill for the relief of the Superior Court Clerk of Pamlico County, with an unfavorable recommendation.

By Mr. Henderson, H. B. 353, S. B. 558, bill for the relief of certain officers and witnesses who attend the courts as witnesses before the grand juries, reporting a substitute, and recommending that it do pass.

The bill is placed on the Calendar.

H. B. 670, S. B. 648, bill to provide for the auditing and recording of final return of Commissioners to sell real or personal property, with a favorable recommendation as amended.

The bill is placed on the Calendar.

By Mr. Foushee, H. B. 829, S. B. 883, bill to validate the marriage of James H. Pierce and Martha E. Smith, of Bertie County, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. Morton, H. B. 1003, S. B. 821, bill to incorporate the French Broad and Southern Railroad Company, reporting an amendment, and recommending the bill do pass, with amendment.

By Mr. Foushee, S. B. 813, bill to incorporate the Greenville and Vanceboro Railroad Company, with a favorable recommendation.

From the Committee on Appropriations:

By Mr. Miller of Pamlico, S. R. 753, resolution to pay committee's expenses to visit Eastern Asylum at Goldsboro, with a favorable recommendation.

## ENGROSSED BILLS.

Mr. Lindsay, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 727, H. B. 267, a bill to prohibit fast riding or driving over bridges in Stokes and other counties. Amended.

S. B. 571, a bill in relation to certain school orders in Halifax County.

S. B. 743, a bill to authorize the Commissioners of Mt. Airy to issue bonds for supplying the town with water and other purposes.

S. B. 594, H. B. 115, a bill to prohibit the sale of spirituous liquors within three and one-half miles of Concord Church and Alliance Hall, in Person County. Amended.

S. B. 772, a bil lto amend section 107 and 112 of chapter 15 of the Public Laws of 1899.

S. B. 745, a bill to withdraw authority from the Commissioners of Mt. Airy to issue certain bonds.

S. B. 744, a bill to amend the charter of Mt. Airy, Surry County, North Carolina.

S. B. 480, a bill to amend section 17, chapter 235, Laws of 1899, relative to probate of deeds and other instruments.

S. B. 776, a bill to regulate the manufacture and sale of spirituous, vinous and malt liquors in Clayton Township, Johnston County, North Carolina.

S. B. 763, a bill to amend chapter 639, section 3, of the Public Laws of 1899.

S. B. 766, a bill relative to the form of liens for Johnston County.

S. B. 778, a bill to prevent live stock from running at large in portion of Bladen County. Substitute.

S. B. 814, a bill for relief of F. W. Nelson, Tax Collector for the town of Mebane, Alamance County, North Carolina.

S. B. 809, a bill supplemental to an act entitled An act to prevent live stock from running at large in the counties of Watauga, Mitchell, Caldwell and Wilkes, and part of Ashe. Amended.

S. B. 785, a bill to protect the travelling public in Craven County, North Carolina.

S. B. 843, a bill to appoint Justices of the Peace in Craven County.

S. B. 723, H. B. 515, a bill to amend chapter 375 of the Acts of 1899, relating to public roads in Davidson County. Amended.

S. B. 760, a bill to appoint James M. Gizzard, of Halifax County, a Justice of the Peace.

S. B. 774, a bill to incorporate the Clayton Banking Company.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 240, H. B. 579, An act to incorporate the Fayetteville Savings and Trust Company.

S. B. 357, H. B. 302, An act for the relief of J. C. Burns, of Macon County.

S. B. 491, H. B. 82, An act to amend chapter 397 of the Acts of 1897.

S. B. 672, H. B. 869, An act to amend the charter of the town of Laurinburg.

S. B. 676, H. B. 793, An act to establish a supplementary school district in White House Township, Robeson County.

S. B. 733, H. B. 929, An act to incorporate the town of Raeford, in Cumberland and Robeson counties.

S. B. 343, H. B. 779, An act to incorporate the Rutherfordton Railroad Company.

H. B. 908, S. B. 460, An act to appoint J. V. Baggerly Trustee of the Union Grove Christian Church, Davie County, and for other purposes.

S. B. 444, H. B. 987, An act to amend chapter 169, Laws of 1899, relating to compensation of Commissioners of Washington County.

S. B. 83, H. B. 473, An act to prevent the operators of

locust pin factories from obstructing the streams of Mitchell County.

S. B. 393, H. B. 903, An act to amend chapter 70 of the Private Laws 1887, as amended by chapter 13, Private Laws 1889, as to the charter of the Fidelity Bank, of Durham, N. C.

S. B. 318, H. B. 307, An act for the relief of Henderson County Cattle Association.

S. B. 734, H. B. 1067, An act to amend and enlarge the charter of the town of Williamston, N. C.

S. B. 732, H. B. 884, An act to authorize the town of Weaverville, in Buncombe County, to issue bonds to aid in the construction of an electric railway from the city of Asheville to said town, and for other purposes.

S. B. 836, H. B. 1351, An act to appoint certain Justices of the Peace in Iredell County.

S. B. 436, H. B. 906, An act to amend the charter of the Mechanics Dime Savings Bank, chapter 279, Private Laws 1895.

S. B. 462, H. B. 989, An act to establish the township line between Toe River Township and Roaring Creek Township, in Mitchell County.

S. R. 847, H. R. 1450, resolution of respect relative to the death of Dr. Geo. L. Kirby.

S. B. 435, H. B. 905, An act to amend chapter 158, Private Laws of 1889, so as to authorize the Morehead Banking Company, of Durham, N. C., to reduce the amount of its capital stock.

S. B. 798, H. B. 1019, An act to revise the jury list of Chatham County.

S. B. 643, H. B. 404, An act for the benefit of the office of Clerk of the Superior Court for Scotland County.

S. B. 658, H. B. 1269, An act to establish stock law in a portion of Pamlico County.

S. B. 308, H. B. 861, An act to empower the Commissioners of Hertford County to levy a special tax.

S. B. 585, H. B. 1163, An act to allow the Commissioners of Wilkes County to levy a special tax.

S. B. 674, H. B. 651, An act to authorize the Commissioners of the county of Johnston to work convicts upon the public roads of said county.

S. R. 859, H. R. 1498, joint resolution to appoint a committee to accompany the remains of the late Dr. George L. Kirby.

S. B. 802, H. B. 1097, An act to incorporate the Trustees of Lincoln Hospital.

S. B. 237, H. B. 661, An act to amend the charter of the town of Roxboro.

S. B. 640, H. B. 266, An act for the relief of J. L. Griffin, J. M. Edwards, Ostia Perry and J. M. Griffin.

S. B. 731, H. B. 759, An act to amend chapter 280, Laws of 1897, relating to the payment of jurors in Durham County.

S. B. 669, H. B. 967, An act to authorize the Commissioners of Haywood County to levy a special tax to meet general and special indebtedness.

S. B. 646, H. B. 489, An act for the protection of the owners of timber in the county of Wilkes.

S. B. 667, H. B. 961, An act to authorize the Commissioners of McDowell County to issue bonds for the improvement of the court-house in Marion.

S. B. 708, H. B. 719, An act to repeal chapter 16, Volume II, of The Code, and for other purposes.

S. B. 472, H. B. 660, An act to incorporate the Chapel Hill Investment Company.

S. B. 259, H. B. 154, An act to incorporate Robeson County Loan and Trust Company.

S. B. 603, H. B. 1273, An act to incorporate the Trust Company of North Carolina.

S. B. 677, H. B. 741, An act to prohibit hunting and fishing on any lands in Mitchell County, except by written consent of the owner.

S. B. 889, H. B. 1488, An act supplemental to an act, entitled An act to increase the number of Superior Court Judges and Judicial Districts, ratified the 18th day of February, A. D. 1901.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 1310, S. B. 891, bill to incorporate the Jackson Springs Railroad Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 1248, S. B. 892, bill to incorporate Kittrell's M. E. Church, South, Gates County, and to prohibit the manufacture and sale of intoxicating liquors within three miles thereof. Referred to Committee on Propositions and Grievances.

H. B. 1264, S. B. 893, bill to amend the charter of Ellenboro. Referred to Committee on Counties, Cities and Towns.

H. B. 1259, S. B. 894, bill to authorize the Commissioners of Clay County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1262, S. B. 895, bill to authorize the city of Hickory to issue bonds. Referred to Committee on Counties, Cities and Towns.

H. B. 1247, S. B. 896, bill to authorize the Commissioners of Wake County to fund the floating debt of the county. Referred to Committee on Counties, Cities and Towns.

H. B. 925, S. B. 897, bill to incorporate the town of Lawrence, in the county of Edgecombe. Referred to Committee on Counties, Cities and Towns.

H. B. 1093, S. B. 898, bill to allow the Commissioners of Surry County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1199, S. B. 899, bill to revise the charter of the city of Wilmington. Referred to Committee on Counties, Cities and Towns.

H. B. 1156, S. B. 512, bill to punish certain officers failing to discharge their official duties. Referred to Judiciary Committee.

H. B. 1124, S. B. 900, bill to incorporate the town of Angier, Harnett County. Referred to Committee on Counties, Cities and Towns.

H. B. 968, S. B. 901, bill to fund the bonded indebtedness of Murfreesboro Township, in Hertford County. Referred to Committee on Counties, Cities and Towns.

H. B. 1192, S. B. 902, bill to authorize the Board of Commissioners of Currituck County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1132, S. B. 903, bill to authorize the Commissioners of Northampton County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1395, S. B. 904, bill for the relief of Dr. J. Walter Neal, of Stokes County. Referred to Committee on Propositions and Grievances.

H. B. 945, S. B. 281, bill to incorporate the Home Protection Insurance Company. Referred to Committee on Insurance.

H. B. 1343, S. B. 925, bill to amend chapter 563 of the Public Laws of 1889, authorizing the Commissioners of Mecklenburg County to issue bonds to macadamize and improve the public roads thereof. Referred to Committee on Public Roads.

H. B. 689, S. B. 926, bill to authorize the Secretary of State to issue a land grant to J. M. Kitchens. Referred to Judiciary Committee.

H. B. 340, S. B. 927, bill to incorporate Asheville and Weaverville Railway and Power Company, of Buncombe County. Referred to Committee on Corporations.

H. B. 1451, S. B. 928, bill to amend chapter 70, section 1, Laws of 1883, in relation to adding Sand Hill Township, in Lenoir County, to the present county territory. Referred to Committee on Counties, Cities and Towns.

H. B. 1071, S. B. 551, bill to amend the charter of Asheville School. Referred to Committee on Education.

H. B. 1410, S. B. 930, bill for the better government of the town of Spray, Rockingham County.

The bill is placed on the Calendar.

H. B. 1359, S. B. 931, bill to amend chapter 487 of the Public Laws of 1899. Referred to Committee on Judiciary.

S. B. 97, H. B. 295, bill to incorporate the town of East Lumberton, in the county of Robeson, State of North Carolina. Referred to Committee on Counties, Cities and Towns.

H. B. 971, S. B. 929, bill to incorporate the Thomasville and Eldorado Railroad Company. Referred to Committee on Corporations.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. McIntyre, petition against sale of wine and cider within five miles of Big Branch Church, Robeson County. Referred to Committee on Propositions and Grievances.

Petition from citizens of Robeson County, asking for the incorporation of Long Branch Baptist Church. Referred to Committee on Propositions and Grievances.

By Mr. Justice, memorial of Rutherford County Teachers' Association. Referred to Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Foy, S. B. 905, bill to repeal the charter of the town of Point Caswell, Pender County. Referred to Committee on Counties, Cities and Towns.

By Mr. Woodard, S. B. 906, bill to amend chapter 54, Public Laws of 1891.

The bill is placed on the Calendar.

By Mr. Morrison, S. B. 907, bill to amend and consolidate the Union County dispensary law.

The bill is placed on the Calendar.

By Mr. Marshall, S. B. 908, bill to extend the corporate limits of the town of Mt. Airy, Surry County. Referred to Committee on Counties, Cities and Towns.

S. B. 909, bill to establish certain school districts in Surry County. Referred to Committee on Education.

By Mr. Burroughs (by request), S. B. 910, bill to amend chapter 342, Private Laws of 1893. Referred to Committee on Counties, Cities and Towns.

By Mr. Vann, S. B. 911, bill to incorporate the Raleigh and Virginia Railway Company charter. Referred to Committee on Corporations.

By Mr. Leak, S. B. 912, bill to create a Road Commission for Union County. Referred to Committee on Public Roads.

By Mr. Calvert, S. B. 913, bill to place the name of I. P. Bennett on the pension roll. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Bray, S. B. 914, bill to better protect wild fowl in Currituck County.

The bill is placed on the Calendar.

By Mr. Smith, S. B. 915, bill for appointing certain Justices of the Peace for Surry County. Referred to Committee on Justices of the Peace.

By Mr. Speight, S. B. 916, bill to incorporate the Unity Cemetery Association of Rocky Mount, N. C. Refererd to Committee on Corporations.

By Mr. Broughton, S. B. 917, bill in relation to neglected or abandoned children, amending chapter 3, section 11, of The Code. Referred to Judiciary Committee.

By Mr. Woodard, S. B. 918, bill to incorporate the Toisnot

Banking Company. Referred to Committee on Banks and Currency.

By Mr. Morton, S. B. 919, bill to amend chapter 213, Private Laws of 1899. Referred to Committee on Counties, Cities and Towns.

By Mr. Broughton, S. B. 920, bill to amend the charter of the city of Raleigh. Referred to Committee on Counties, Cities and Towns.

By Mr. Morrison, S. B. 921, bill for the relief of W. I. Everett, Clerk of Superior Court of Richmond County.

The bill is placed on Calendar.

By Mr. Long, S. B. 922, bill to prohibit the manufacture and sale of liquor within two miles of Surl Primitive Baptist Church and Helena Depot, Person County. Referred to Committee on Propositions and Grievances.

By Mr. Morrison, S. B. 923, bill to regulate the State printing.

The bill is placed on its several readings.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

By Mr. Brown, S. B. 924, bill to protect deer and fish in Bladen and Columbus counties.

The bill is placed on the Calendar.

Upon motion of Mr. Ward, H. B. 1032, S. B. 791, bill to authorize the Commissioners of Tyrrell County to levy a special tax, is taken from the Committee on Finance and placed on the Calendar.

UNFINISHED BUSINESS.

The President lays before the Senate:

H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1889, chapter 277, Laws of 1895, and chapters 29 and 211, Laws of 1899, relating to divorce, it being the unfinished business from yesterday.

Upon motion of Mr. Broughton, the bill is made a special order for 12 o'clock.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B 685, bill to amend subsection 4 of chapter 801, of The Code, concerning the statute of limitations in reference to judgments against the owner of a homestead, upon third reading.

The bill passes third reading, and is ordered engrossed.

Mr. Arrington moves to amend Senate Rules by striking out all of section 23 after the word "debate" in line 12.

The amendment is adopted.

Upon motion of Mr. Henderson, H. B. 1242, S. B. 854, bill to authorize the Commissioners of Granville County to levy a special tax, is taken from the committee and placed on the Calendar.

Upon motion of Mr. Marshall, S. B. 904, H. B. 1395, bill for the relief of Dr. J. Walter Neal, of Stokes County, is taken from the committee and placed on the Calendar.

S. B. 736, H. B. 303, bill to prohibit live stock from running at large in certain parts of Alleghany County, and hogs from running at large in the residue of the county, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Crisp, Dula, Foy, Glenn, Henderson, James, Justice, Leak, London, Marshall, McAllister, McIntosh, McNeill, Miller of Caldwell, Robeson, Speight, Stikeleather, Stringfield, Thomas, Ward, Warren, Wood, Woodard—29.

Bill is ordered enrolled.

S. B. 793, H. B. 650, bill to authorize the Commissioners of the town of Wilkesboro to refund the indebtedness of said town, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foy, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—42.

S. B. 818, H. B. 1016, bill to amend, revise and consolidate the charter of the town of Shelby, upon second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood—43.

S. B. 786, bill to authorize the Board of Commissioners of Wilkes County to issue bonds, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood—41.

S. B. 854, H. B. 1242, bill to authorize the Commissioners

of Granville County to levy a special tax, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood —41.

S. B. 819, H. B. 824, bill to amend the charter of the town of Highlands, Macon County, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, London, Long, Marshall, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Sugg, Thomas, Warren, Wood, Woodard—40.

S. B. 828, H. B. 1010, bill to allow the Board of County Commissioners of Hyde County to levy a special tax, upon second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stike-

leather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—43.

S. B. 830, H. B. 1126, bill to allow the Board of Commissioners of Greene County to levy a special tax, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Pamlico, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—39.

S. B. 883, H. B. 875, bill to amend the charter of the town of Marion, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Stringfield, Vann, Ward, Warren, Wood, Woodard—35.

S. B. 834, H. B. 956, bill to authorize the Board of County Commissioners of Camden County, North Carolina, to levy a special tax, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of

Pamlico, Pinnix, Robeson, Smith, Speight, Stringfield, Thomas, Vann, Ward, Warren, Wood, Woodard—37.

S. B. 844, bill to drain Cathey's Creek and Holland's Creek, in Rutherford County, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Smith, Speight, Stringfield, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—42.

S. B. 846, bill to authorize the town of Rutherfordton to issue bonds for water-works, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—39.

S. B. 877, bill to authorize the Board of Commissioners of Madison County to levy a special tax, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Bray, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Scott, Smith, Speight, Stike-

leather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—40.

S. B. 886, H. B. 1267, bill to incorporate the New River Valley Railroad Company, upon second reading.

The bill passes second reading, ayes 40, noes one, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Pamlico, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—39.

Those voting in the negative are: Mr. Aycock—1.

H. B. 833, S. B. 443, bill to incorporate the Charlotte Savings Bank, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 781, S. B. 397, bill to incorporate the Richmond County Savings Bank, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

S. B. 97, H. B. 295, bill to incorporate the town of East Lumberton, Robeson County, N. C., upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

Upon motion of Mr. Morrison, S. B. 907, bill to amend and consolidate the Union County dispensary law, is placed upon its several readings.

The bill passes its several readings, and is ordered sent to the House of Representatives without engrossment.

Substitute to S. B. 82, bill to revise the corporation law of North Carolina, and

S. B. 96, bill concerning private corporations, revising and codifying the laws relative thereto, upon second reading.

Mr. Webb offers an amendment.

The amendment is accepted by Mr. Foushee and it is adopted.

Mr. Webb offers an amendment.

Mr. Ward offers an amendment.

Mr. Morrison moves that the further consideration of this bill be postponed until to-morrow at 12 o'clock.

The motion is lost.

Mr. Brown calls for the previous question.

Call sustained.

Mr. Webb calls for the ayes and noes on his amendment.

Call not sustained.

Mr. Webb's amendment is adopted.

Mr. Ward's amendment is lost.

Mr. Morrison calls for the ayes and noes on the passage of the bill.

Call sustained.

The bill passes second reading, ayes 34, noes 8, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Lindsay, London, Long, McAllister, McIntyre, Miller of Pamlico, Morton, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren, Webb, Wood and Woodard—34.

Those voting in the negative are: Messrs. Aycock, Crisp, Leak, Miller of Caldwell, Morrison, Pinnix, Robeson and Sugg.

Upon motion of Mr. Webb, H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1889, chapter 277, Laws of 1895, and chapters 29 and 211, Laws of 1899, relative to divorce, which is a special order for this hour, is postponed until next Tuesday at 12 o'clock.

Mr. Webb offers the following resolution:

"*Resolved,* That the Senate do adjourn until 10:30 to-morrow in honor of the birthday of George Washington."

The resolution is adopted, and the Senate adjourns.

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## FORTIETH DAY.

SENATE CHAMBER, February 23, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. G. F. Smith.

The Journal of yesterday is partially read, and, upon motion of Mr. Burroughs, further reading is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Webb, for to-day.

To Mr. Leak, for Monday.

To Mr. Long, for to-day.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Public Roads:

By Mr. Vann, S. B. 912, bill to create a Road Commission for Union County, with a favorable recommendation.

H. B. 601, S. B. 725, bill for working the public roads of Graham and Clay counties, with a favorabble recommendation.

H. B. 1142, S. B. 853, bill to improve the public roads in South Point Township, in Gaston County, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Vann, S. B. 917, bill in relation to neglected or abandoned children, amending chapter 3, section 11, of The Code, with a favorable recommendation.

By Mr. Woodard, H. B. 689, S. B. 926, bill to authorize the Secretary of State to issue land grant to J. M. Kitchens, with a favorable recommendation.

By Mr. Henderson, S. B. 654, bill for the protection of cities and towns, with an unfavorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Wood, S. B. 869, bill to amend chapter 215 of the Private Laws of 1899, in regard to the charter of the town of Lumberton, with a favorable recommendation.

By Mr. Leak, H. B. 1124, S. B. 900, bill to incorporate the town of Angier, with a favorable recommendation.

S. B. 84, bill to put a part of the corporate limits of Saluda into Polk County, with a favorable recommendation.

S. B. 820, bill to provide for water-works and sewerage for the town of Elizabeth City, N. C., with a favorable recommendation.

S. B. 903, bill to authorize the Commissioners of Northampton County to levy a special tax, with a favorable recommendation.

H. B. 1247, S. B. 896, bill to authorize the Commissioners of Wake County to fund the floating debt of the county, with a favorable recommendation.

H. B. 925, S. B. 897, bill to incorporate the town of Lawrence, in the county of Edgecombe, with a favorable recommendation.

H. B. 852, S. B. 855, bill to amend charter of the town of Ringwood, North Carolina, with a favorable recommendation.

By Mr. Sugg, H. B. 1192, S. B. 902, bill to authorize the Board of Commissioners of Currituck County to levy a special tax, with a favorable recommendation.

H. B. 1264, S. B. 893, bill to amend the charter of the town of Ellenboro, with a favorable recommendation.

H. B. 1262, S. B. 895, bill to authorize the city of Hickory to issue bonds, with a favorable recommendation.

H. B. 1259, S. B. 894, bill to authorize the Commissioners of Clay County to levy a special tax, with a favorable recommendation.

H. B. 868, S. B. 881, bill to appoint a cotton weigher for the town of Laurinburg, with a favorable recommendation.

By Mr. Warren, S. B. 919, bill to amend chapter 213 of the Private Laws of 1899, with a favorable recommendation.

S. B. 874, bill to authorize the town of Edenton to issue bonds and to levy a special tax, with a favorable recommendation. The bill is placed on the Calendar.

H. B. 1004, S. B. 879, bill to incorporate the town of Laxaway, in the county of Transylvania, N. C., with a favorable recommendation.

H. B. 1085, S. B. 880, bill to amend the charter of the town of Kinston, with a favorable recommendation.

By Mr. Smith, S. B. 908, bill to extend the corporate limits of the town of Mt. Airy, Surry County, with a favorable recommendation.

S. B. 920, bill to amend the charter of the city of Raleigh, with a favorable recommendation.

S. B. 865, bill to provide for working convicts in Mitchell County, with a favorable recommendation.

H. B. 968, S. B. 901, bill to fund the bonded indebtedness of Murfreesboro Township, in Hertford County, with a favorable recommendation.

S. B. 905, bill to repeal the charter of the town of Point Caswell, in Pender County, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. Woodard, S. B. 807, bill to prohibit the running of four-wheeled caboose cars, with an unfavorable recommendation.

By Mr. London, H. B. 1310, S. B. 891, bill to incorporate the Jackson Springs Railroad Company, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Henderson, S. B. 872, bill to incorporate the Piedmont Gun and Athletic Club, with a favorable recommendation.

S. B. 916, bill to incorporate the Unity Cemetery Association of Rocky Mount, N. C., with a favorable recommendation.

H. B. 971, S. B. 929, bill to incorporate the Thomasville and Eldorado Railroad Company, with a favorable recommendation.

By Mr. McIntosh, H. B. 826, S. B. 838, bill to incorporate the United Freewill Baptist Denomination (colored), with a favorable recommendation.

By Mr. Morton, S. B. 867, bill to incorporate Corinthian Lodge, No. 230, Ancient, Free and Accepted Masons, of Rocky Mount, N. C., with a favorable recommendation.

S. B. 911, bill to incorporate Raleigh and Virginia Railway Company, with a favorable recommendation.

H. B. 878, S. B. 837, bill to incorporate Pamlico Lodge, No. 73, K. P., with a favorable recommendation.

From the Committee on Banks and Currency:

By Mr. Calvert, S. B. 918, bill to incorporate the Toisnot Banking Company, with a favorable recommendation.

The bill is placed on the Calendar.

H. B. 735, S. B. 885, bill to incorporate the Bank of Dunn, with a favorable recommendation.

From the Committee on Claims:

By Mr. Morton, H. B. 521, S. B. 789, bill to pay a certain claim of Fred. P. Latham for services rendered the State in the interest of the shell-fish industry of North Carolina, with a favorable recommendation.

From the Committee on Shell Fish:

By Mr. Miller of Pamlico, S. B. 777, bill to repeal chapter 524 of the Laws of 1899 in reference to oysters in the waters of New Hanover County, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. McIntyre, H. B. 1359, S. B. 931, bill to amend chapter 487, Public Laws of 1899, with a favorable recommendation.

From the Committee on Agriculture:

By Mr. Burroughs, H. B. 539, S. B. 647, bill for the protection of domestic animals in Yancey County, with a favorable recommendation.

S. R. 572, joint resolution of request to the Board of Agriculture, with a favorable recommendation.

The resolution is placed on the Calendar for to-day.

From the Committee on Justices of the Peace:

By Mr. Smith, S. B. 915, bill for appointing certain Justices of the Peace for Surry County, with a favorable recommendation.

Mr. Smith moves that the bill be placed on the Calendar.

Mr. Marshall moves that it be allowed to go over until Monday.

The motion of Mr. Smith is lost.

The motion of Mr. Marshall is adopted.

Mr. James, from the Committee on Privileges and Elections, makes the following report:

"The Senate Committee on Privileges and Elections, submit the following report in the contested election case of J. T. Kennedy against George H. Currie:

"That after hearing the evidence offered by the contestant, the depositions of fifteen witnesses, the further hearing was, by agreement of counsel on both sides, continued until February 22, at 3.30 o'clock p. m. At said time, all parties being before the Committee, the counsel representing the contestant asked permission to withdraw further objections to a report in favor of contestee.

"The Committee therefore unanimously find, a quorum being present and voting, that the said George H. Currie was elected a Senator for the Fourteenth Senatorial District and is entitled to retain his seat.

"JAMES, *Chairman.*"

Upon motion of Mr. James, the report is adopted.

ENGROSSED BILLS.

Mr. Lindsay, from the Committee on Engrossed Bills, reports that the following bill is correctly engrossed, and is ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 685, a bill to amend subsection 4 of chapter 501, of The Code, concerning the Statute of Limitations in reference to judgments against the owner of a homestead. Substitute and amended.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 729, H. B. 277, An act requiring the Treasurer of Madison County to pay to S. W. Hall balance for teaching school.

S. B. 388, H. B. 862, An act to authorize any city or town along the line of the Great Eastern Railway to subscribe to the capital stock of the Great Eastern Railway Company, and other purposes.

S. B. 281, H. B. 945, An act to amend an act entitled, An act to incorporate the Home Protection Insurance Company.

S. B. 904, H. B. 1395, An act for the relief of Dr. J. Walter Neal.

S. B. 799, H. B. 983, An act to authorize the commuta-

tion and settlement of certain indebtedness of Washington County.

S. B. 443, H. B. 833, An act to incorporate the Charlotte Savings Bank.

S. B. 551, H. B. 1071, An act to amend the charter of Asheville School.

S. B. 687, H. B. 1276, An act to establish a dispensary in Township No. 1, Edgecombe County, North Carolina.

S. B. 736, H. B. 303, An act to prohibit live stock from running at large in certain parts of Alleghany County, and hogs from running at large in the residue of the county.

S. B. 613, H. B. 1213, An act to amend an act relating to the Board of Health, chapter 214, Laws of 1893.

S. B. 397, H. B. 781, An act to incorporate the Richmond County Savings Bank.

S. B. 598, H. B. 1237, An act to establish graded schools and an electric light system in the town of Rockingham, Rishmond County, North Carolina.

S. B. 719, H. B. 816, An act to incorporate the Southern Loan and Savings Bank, of Charlotte, N. C.

S. B. 97, H. B. 295, An act to incorporate the town of East Lumberton, in the county of Robeson, State of North Carolina.

S. B. 954, H. B. 1611, An act to amend chapter 471 of the 'ublic Laws of 1899, in reference to the appointment of Judges of the Criminal Courts.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 814, S. B. 932, bill to pay Anna Scales (colored) a certain amount out of the school fund. The bill is placed on the Calendar.

H. B. 1123, S. B. 933, bill to protect certain game birds

in Currituck, Camden and Pasquotank counties. Referred to Committee on Propositions and Grievances.

H. B. 1286, S. B. 934, bill to incorporate Oxford Seminary for Girls. Referred to Committee on Propositions and Grievances.

H. B. 1358, S. B. 935, bill to amend section 1717 of The Code of North Carolina. Referred to Judiciary Committee.

H. B. 1502, S. B. 936, bill to promote and protect the oyster interests of North Carolina. The bill is placed on the Calendar.

H. R. 1557, S. R. 937, resolution to pay expenses of Visiting Committee to the University and the Normal College. The bill is placed on the Calendar.

H. B. 552, S. B. 940, bill to appoint a Board of Commissioners to visit State institutions. The bill is placed on the Calendar.

H. B. 590, S. B. 942, bill for the relief of certain citizens. Referred to the Committee on Propositions and Grievances.

H. B. 718, S. B. 943, bill to prevent live stock from running at large in certain portions of Pitt County, and to consolidate and enlarge the stock-law territory in said county. Referred to the Committee on Propositions and Grievances.

H. B. 1078, S. B. 939, bill to prohibit hunting game in Orange County upon the lands of others without written consent of the owner. Referred to Committee on Propositions and Grievances.

H. B. 1447, S. B. 941, bill to protect game in Mitchell County. Referred to Committee on Propositions and Grievances.

A message is received from the House of Representatives asking the return of

H. B. 1156, S. B. 512, bill to punish certain officers failing to perform their official duties.

Upon motion of Mr. Wood, the bill is ordered returned to the House of Representatives.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Justice, petition of citizens of Polk County for a local option act. Referred to Committee on Propositions and Grievances.

Petition of citizens of Tryon Township, Polk County, for a change in the boundary line. Referred to the Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. James, S. B. 944, bill to amend chapter 323, Public Laws of 1897. Referred to Committee on Railroads and Railroad Commission.

By Mr. Justice, by request, S. B. 945, bill to repeal chapter 128, Public Laws of 1870-'71. Referred to the Committee on Counties, Cities and Towns.

By Mr. McNeill, S. B. 946, bill to repeal chapter 235, Public Laws of 1897, establishing a dispensary in Cumberland County. Referred to Committee on Propositions and Grievances.

By Mr. Travis, by request, S. B. 947, bill to authorize the Secretary of State to return to insurance companies all copies of their charters and by-laws deposited in obedience to Craig Act, and to relieve said companies of all liabilities thereunder. Referred to the Committee on Insurance.

By Mr. Michael, S. B. 948, bill to allow the Commissioners of Watauga County to levy a special tax. The bill is placed on the Calendar.

By Mr. Henderson, S. B. 949, bill to appoint a Board of Education for Yadkin County. Referred to the Committee on Education.

S. B. 950, bill to amend an act entitled An act to amend,

revise and consolidate the charter of the city of Salisbury, ratified the 6th day of March, A. D. 1899, being chapter 186, Private Laws of 1899. Referred to Committee on Counties, Cities and Towns.

By Mr. Leak, S. B. 951, bill to extend and definitely fix the boundaries of the city of Monroe. Referred to the Committee on Counties, Cities and Towns.

By Mr. Justice, S. B. 952, bill to prevent the sale of liquor within three miles of Lynn School House, etc. Referred to the Committee on Propositions and Grievances.

By Mr. James, S. R. 953, resolution to pay expenses in contested election case of Kennedy against Currie. Placed on Calendar.

By Mr. Travis, S. B. 954, bill to amend chapter 471, Public Laws of 1899, in reference to the appointment of Judges of the Criminal Courts. Placed on Calendar.

By Mr. Woodard, by request, S. B. 955, bill to establish a dispensary at Lacama, N. C. Referred to the Committee on Propositions and Grievances.

By Mr. Wood, S. B. 957, bill to authorize the town of Sanford to issue bonds for water-works and other purposes. Referred to the Committee on Counties, Cities and Towns.

S. B. 958, bill to amend the charter of the town of Sanford. Referred to the Committee on Counties, Cities and Towns.

### MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency the Governor, Charles B. Aycock, informing the Senate of the resignation of Hon. Augustus M. Moore, Judge of the Eastern District Criminal Court, and calling attention to section 8, chapter 471, Laws of 1899. Referred to Judiciary Committee.

### CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 938, substitute for S. B. 82 and S. B. 96, bill to revise and consolidate the corporation laws of North Carolina, upon third reading.

The bill passes third reading, and is ordered engrossed.

S. B. 786, bill to authorize the Board of Commissioners of Wilkes County to issue bonds, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Leak, Lindsay, London, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Stikeleather, Thomas, Vann, Ward, Warren—32.

Bill is ordered engrossed.

S. B. 793, H. B. 650, bill to authorize the Commissioners of the town of Wilkesboro to refund the indebtedness of the said town, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, McAllister, McIntosh, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Speight, Stikeleather, Stringfield, Vann, Wood—31.

Bill is ordered enrolled.

S. B. 818, H. B. 1016, bill to amend, revise and consolidate the charter of the town of Shelby, upon third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Bray, Brown, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Glenn, James, Justice, Leak, London, McAllister, McIntosh, Miller

of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Sugg, Thomas, Vann, Ward, Wood—27.

Bill is ordered enrolled.

S. B. 886, H. B. 1267, bill to incorporate the New River Valley Railroad Company, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Brown, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, James, Leak, Lindsay, McAllister, McIntosh, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood—30.

Bill is ordered enrolled.

S. B. 854, H. B. 1242, bill to authorize the Commissioners of Granville County to levy a special tax, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Brown, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Glenn, James, Leak, Lindsay, London, McAllister, McIntosh, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Woodard—32.

Bill is ordered enrolled.

S. B. 819, H. B. 824, bill to amend the charter of the town of Highlands, Macon County, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Leak, Lindsay, London, McAllister, McIntosh, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood—33.

Bill is ordered enrolled.

S. B. 828, H. B. 1010, bill to allow the Board of County Commissioners of Hyde County to levy a special tax, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Brown, Calvert, Crisp, Dula, Foushee, Foy, Glenn, James, Leak, Lindsay, London, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Smith, Sugg, Thomas, Vann, Ward, Warren, Wood—29.

Bill is ordered enrolled.

S. B. 830, H. B. 1126, bill to allow the Board of Commissioners of Greene County to levy a special tax, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Leak, London, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood—32.

Bill is ordered enrolled.

S. B. 833, H. B. 875, bill to amend the charter of the town of Marion, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, James, Leak, Lindsay, London, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Sugg, Thomas, Vann, Ward, Warren,, Wood—35.

Bill is ordered enrolled.

S. B. 834, H. B. 956, bill to authorize the Board of County Commissioners of Camden County, N. C., to levy a special tax, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Leak, Lindsay, London, McAllister, McIntosh, McNeill, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Smith, Sugg, Thomas, Vann, Ward, Warren, Wood—30.

Bill is ordered enrolled.

S. B. 844, bill to drain Cathey's Creek and Holland's Creek, in Rutherford County, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Leak, London, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Smith, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood—30.

Bill is ordered engrossed.

S. B. 846, bill to authorize the town of Rutherfordton to issue bonds for water-works, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Smith, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood—35.

Bill is ordered engrossed.

S. B. 877, bill to authorize the Board of Commissioners of Madison County to levy a special tax, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Stikeleather, Sugg, Thomas, Travis, Ward, Warren, Wood, Woodard—38.

Bill is ordered sent to House of Representatives without engrossment.

S. B. 791, H. B. 1032, bill to authorize the County Commissioners of Tyrrell County to levy a special tax, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Thomas, Travis, Vann, Ward, Warren, Wood—38.

S. B. 795, H. B. 207, bill to place certain territory in Chatham and Moore counties under stock law, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix,

Robeson, Scott, Smith, Stringfield, Thomas, Vann, Warren, Wood—33.

S. B. 874, bill to authorize the town of Edenton to issue bonds and levy a special tax, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Thomas, Vann, Ward, Warren, Wood —34.

S. B. 821, H. B. 1003, bill to incorporate the French Broad and Southern Railroad Company, upon second reading.

The amendment reported by Committee is adopted.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, McAllister, McIntosh, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Thomas, Warren, Wood, Woodard—32.

S. B. 866, bill in regard to the stock law in Chatham County, upon second reading.

The bill passes second reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Marshall, McAllister, McNeill, Miller of Pamlico, Morton, Pinix, Robeson, Stikeleather, Thomas, Vann, Ward, Warren, Wood, Woodard—29.

S. B. 912, bill to create a Road Commission for Union County, upon second reading.

The bill passes second reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, Leak, Marshall, McAllister, McNeill, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Thomas, Vann, Ward, Warren, Wood, Woodard—28.

H. B. 735, S. B. 885, bill to incorporate the Bank of Dunn, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1502, S. B. 936, bill to protect and promote the oyster industry of North Carolina, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. R. 1557, S. R. 937, resolution to pay expenses of Visiting Committee to the University and the Normal College, upon second reading.

The resolution passes second and third readings, and is ordered enrolled.

H. B. 1410, S. B. 930, bill for the better government of Spray, in Rockingham County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. R. 953, resolution to pay expenses in contested election case of Kennedy vs. Currie, upon second reading.

The resolution passes second and third readings, and is ordered engrossed.

SPECIAL ORDER.

The President lays before the Senate

S. B. 539, bill to amend chapter 198, Laws 1899, in relation to pensions, it being a Special Order for this hour.

Mr. Marshall moves to amend,

That the three last lines in section 1 be amended so as to read as follows:

"To all ex-Confederate soldiers and to widows unmarried who are worth less than $500, to be allowed thirty dollars."

The amendment is lost.

The bill passes second reading, and, upon motion of Mr. Crisp, passes third reading by a rising vote, and is ordered sent to the House of Representatives without engrossment.

S. B. 46, bill to incorporate the Optical Society of North Carolina, and for other purposes, upon second reading.

The substitute offered by the Committee is adopted.

Mr. Ward moves that the bill be referred to Committee on Corporations.

Upon motion of Mr. Arrington, the bill is laid on the table.

S. B. 78, bill to protect trade, commerce and transportation from conspiracy, trusts and monopoly, upon second reading.

The substitute offered by the Committee is adopted, and the bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

Upon motion of Mr. Warren,

S. B. 890, H. B. 1414, bill for the relief of Marion Redd, public school teacher of Marion County, is placed on its several readings.

The bill passes second and third readings, and is ordered enrolled.

H. B. 834, S. B. 152, bill to incorporate the Southern Manufacturers Mutual Insurance Company, upon concurrence in amendment by the House of Representatives.

The amendment is concurred in, and the bill is ordered enrolled.

S. B. 170, H. B. 495, bill to repeal chapter 54, Laws of 1891, relating to Clerk of Superior Court of Pamlico County, upon concurrence of amendment by House of Representatives.

Upon motion of Mr. James, the bill is laid upon the table.

S. B. 848, bill to incorporate the State's Prison of North Carolina and to provide for the government thereof, upon second reading.

Mr. Travis moves to amend,

Amend section 1 by adding thereto the following:

"*Provided*, That no person, company or corporation shall have the right to bring or maintain any action against said State's Prison for torts, and that no court of this State shall have any jurisdiction to try, hear or determine any such action."

Upon motion of Mr. Brown, the bill is made a Special Order for Monday at 11.15 o'clock.

Upon motion of Mr. Brown,

H. B. 1359, S. B. 931, bill to amend chapter 437, Public Laws of 1899, was recalled from the Judiciary Committee and placed upon the Calendar.

S. B. 906, bill to amend chapter 54, Public Laws of 1891, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 235, H. B. 714, bill to incorporate the Durham Light and Power Company, upon concurrence by the House of Representatives.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 125, S. B. 282, bill to prevent the killing of partridges in Rowan County between certain dates, upon second reading.

The substitute reported by the Committee is adopted.

The bill as substituted passes second and third readings, and the substitute is ordered engrossed and sent to the House of Representatives for their concurrence.

S. B. 445, H. B. 864, bill to incorporate the Farmers Bank of Rockingham, N. C., upon concurrence of amendment by House of Representatives.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 353, S. B. 558, bill for the relief of certain officers and witnesses who attended the courts as witnesses before the grand juries, upon second reading.

The substitute reported by the Committee is adopted.

Mr. Smith (by request) moves to amend

By adding the counties of Granville, Northampton and Richmond.

The amendment is adopted.

The bill passes second reading.

Mr. Dula moves to amend by adding Wilkes.

The amendment is adopted.

Mr. James moves to amend by adding the counties of Pitt and Greene.

The amendment is adopted.

Mr. Gudger moves to amend by adding Madison.

The amendment is adopted.

The bill, as amended, passes third reading and the substitute and amendments are ordered engrossed and sent to House of Representatives for their concurrence.

S. B. 684, bill to amend The Code in regard to writs of *venire facias*, upon second reading.

Upon motion of Mr. London, the bill is laid upon the table.

S. B. 568, bill to prevent injustice and imposition upon clients by attorneys, upon second reading.

Upon motion of Mr. Warren, the bill is laid upon the table.

H. B. 670, S. B. 648, bill to provide for the auditing and recording of final return of Commissioners to sell real or personal property, upon second reading.

The substitute recommended by the Committee is adopted, and the bill passes second and third readings, and the substitute is ordered sent to House of Representatives for their concurrence.

H. B. 270, S. B. 701, bill to pay jurors who are drawn on

special venires in the county of Madison, upon second reading.

The amendment recommended by the committee is adopted, and the bill passes second and third readings, and the amendment is ordered engrossed and sent to House of Representatives for their concurrence.

H. B. 421, S. B. 702, bill to regulate the return of property seized under attachment and to repeal sections 373 and 374 of The Code, upon second reading.

Upon motion of Mr. McAllister, the bill is laid upon the table.

S. B. 717, bill to amend section 1524 of The Code, relating to commissions allowed executors and administrators, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

H. B. 917, S. B. 724, bill to incorporate the Eastern Insurance Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1169, S. B. 850, bill to prevent the manufacture and sale of spirituous liquors outside of incorporations in Buncombe County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 747, bill to protect game birds, upon second reading.

Mr. Wood moves to amend by adding that this act shall apply only to Randolph County.

The amendment is adopted, and the bill, as amended, passes second and third readings, and is ordered engrossed.

S. R. 753, resolution to pay committee's expenses to visit Eastern Asylum at Goldsboro, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 748, bill to amend section 739 of The Code concerning the costs in criminal actions, upon second reading.

The bill is laid upon the table.

S. B. 762, bill to regulate the collection of costs and fines in Justices' Courts, upon second reading.

Upon motion of Mr. Henderson, the bill is laid upon the table.

S. B. 794, H. B. 982, bill for the relief of D. W. Lee, of Wilkes County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 800, H. B. 748, bill to pay W. H. Lucas and others certain claims out of the oyster funds, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. R. 806, resolution for pension warrant to Mary Ann Barnhardt, of Cabarrus County, upon second reading.

The resolution passes second and third readings, and is ordered engrossed.

S. B. 813, bill to incorporate the Greenville and Vanceboro Railroad Company, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

H. B. 997, S. B. 822, bill to authorize the County Board of School Directors of Franklin County to settle certain claims against the towns of Louisburg, Franklinton and Youngsville in said county, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 807, S. B. 825, bill to appoint cotton weighers for the town of Wingate of Union County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 773, S. B. 826, bill to prevent the felling of timber in Neuse River in Durham, Wake and part of Johnston counties, and to protect bridges, dams and fish traps in said river, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1152, S. B. 829, bill to better regulate fishing in Currituck County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 839, bill to amend the charter of Mt. Airy, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 840, bill to amend the charter of the Mt. Airy and Eastern Railway Company, upon second reading.

The bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 841, bill to prevent the use of tobacco by school teachers, upon second reading.

Upon motion of Mr. Arrington, the bill is laid upon the table.

S. B. 845, bill in relation to the town of Rutherfordton, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1392, S. B. 857, bill to restore to the Governor the power to appoint the members of the Board of Internal Improvements, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 860, bill to regulate the learning of trades, upon second reading.

Upon motion of Mr. Henderson, the bill is laid upon the table.

S. B. 867, bill to incorporate Corinthian Lodge, No. 230, Ancient, Free and Accepted Masons, of Rocky Mount, N. C., upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 870, bill to permit the city of Durham to collect arrears of taxes, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 873, bill to prohibit the manufacture and sale of liquor near any church in Chatham County, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 875, bill to secure evidence for the suppression of gambling, upon second reading.

Upon motion of Mr. Henderson, the bill is laid on the table.

H. B. 828, S. B. 882, bill to validate the marriage of John Howard and Cora Spellen (colored), of Bertie County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 829, S. B. 883, bill to validate the marriage of James H. Pierce and Martha E. Smith, of Bertie County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 688, S. B. 884, bill to regulate the manufacture of spirituous, vinous and malt liquors in Transylvania County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 914, bill to better protect wild fowl in Currituck County, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 915, bill for appointing certain Justices of the Peace for Surry County, upon second reading.

The bill passes second reading.

S. B. 918, bill to incorporate the Toisnot Banking Company, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. R. 572, joint resolution of request to the Board of Agriculture, upon second reading.

The substitute reported by the committee is adopted, and the bill passes second and third readings, and is ordered engrossed.

S. B. 921, bill for the relief of W. I. Everett, Clerk Superior Court in Richmond County, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 924, bill to protect deer and fish in Craven and Columbus counties, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 872, bill to incorporate the Piedmont Gun and Athletic Club, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

H. B. 814, S. B. 932, bill to pay Anna Scales (colored) a certain amount of the school fund, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 91, bill to prohibit the sale of cigarettes in North Carolina, upon second reading.

Upon motion of Mr. Morton, the bill is laid upon the table.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, informing the Senate that the House of Representatives has adopted specific articles of impeachment against David M. Furches, late Associate Justice, and Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, of high crimes and misdemeanors in office; and the House has

elected the following gentlemen managers to conduct such impeachment: Messrs. Allen of Wayne, Craig, Rountree, Graham, Hayes, Spainhour, Nicholson, Shannonhouse and Seawell, and have directed that the said managers carry to the Senate the articles agreed upon by the House to be exhibited in maintenance of the impeachment against said David M. Furches and Robert M. Douglas, as aforesaid; and that the Senate is respectfully asked to name the hour when such articles of impeachment shall be presented to the Senate heretofore adopted by the House.

Mr. London offers the following resolution:

"*Resolved*, That a message be sent to the House of Representatives, informing that body that the Senate will receive the managers appointed by the House and the articles of impeachment to-day at 2:15 o'clock."

The resolution is adopted.

Mr. London moves that the seats on the right of the hall be vacated for members of the House committee to present articles of impeachment.

The motion is adopted.

PRESENTATION OF ARTICLES OF IMPEACHMENT.

A committee from the House of Representatives is announced, the managers on the part of the House, accompanied by a committee of the whole House, come forward and present themselves at the bar of the Senate.

The Sergeant-at-Arms of the Senate makes the following proclamation: "Oh, yes! Oh, yes! all persons are commanded to keep silence on the pain of imprisonment while the House of Representatives is exhibiting to the Senate of North Carolina articles of impeachment against David M. Furches, Chief Justice, and Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina."

Mr. Allen, speaking for the committee, says:

*"Mr. President and Senators:*

"The House of Representatives has adopted articles of impeachment against David M. Furches, now Chief Justice of the Supreme Court, and Robert M. Douglas, an Associate Justice of the Supreme Court. We now present to the Senate these articles of impeachment and ask that they be read before the Senate, and demand that the Senate take order thereon."

The articles of impeachment are thereupon presented to the President of the Senate and read by the Clerk, as follows:

ARTICLES OF IMPEACHMENT.

Articles of impeachment exhibited by the House of Representatives of North Carolina, in the name of themselves and all the people of North Carolina, against David M. Furches, now Chief Justice, and formerly Associate Justice, and Robert M. Douglas, an Associate Justice, of the Supreme Court of North Carolina, in maintenance and support of their impeachment against them for high crimes and misdemeanors in office.

Article 1. That at the time hereinafter named, to-wit, on or about the seventeenth day of October, A. D. 1900, at and in the city of Raleigh, the said David M. Furches, now Chief Justice, who was then an Associate Justice of the Supreme Court of North Carolina, and the said Robert M. Douglas, who was then and is now an Associate Justice of the Supreme Court of North Carolina, and one other member of said Supreme Court of North Carolina, now deceased, concurring therein, constituting a majority of said Supreme Court of North Carolina, unmindful of the high duties of their offices, of their oaths of office, and unmindful of the Constitution of the State of North Carolina, and especially Article I, sec. 8: "The legislative, executive and supreme judicial powers of the government ought to be forever sep-

arate and distinct from each other"; and also Article IV, sec. 9: "The Supreme Court shall have original jurisdiction to hear claims against the State, but its decisions shall be merely recommendatory; no process in the nature of execution shall issue thereon; they shall be reported to the next session of the General Assembly for its action"; and also Article XIV, sec. 3: "No money shall be drawn from the Treasury but in consequence of appropriations made by law; and an accurate account of the receipts and expenditures of the public money shall be annually published"; did, under the color of their aforesaid offices, unlawfully, wilfully, and in violation of the aforesaid provisions of the Constitution of the State of North Carolina, and the laws passed in pursuance thereof, in a certain controversy submitted without action to a Superior Court Judge, under The Code of North Carolina, secs. 567 and 568, entitled Theophilus White against Hal W. Ayer, State Auditor, and W. H. Worth, State Treasurer, pending on appeal in the said Supreme Court of North Carolina, and decided by the said Supreme Court on appeal at the February Term, 1960, thereof, cause to be issued by Thomas S. Kenan, Clerk of said Supreme Court, mandamus writs in words and figures following, to-wit:

(COPY FOR H. W. AYER, AUDITOR.)

"State of North Carolina—In the Supreme Court.

"Theophilus White
"against
"H. W. Ayer, Auditor, and W. H. Worth, Treasurer.

*"The State of North Carolina*
*to Hal W. Ayer, State Auditor—Greeting:*

"This is an action of mandamus upon a money demand for a salary, tried upon a case agreed in the Superior Court of Perquimans, where the plaintiff recovered judgment and the writ of mandamus ordered to issue. From which judgment the defendants appealed to this Court, where the judgment

of the Court below was modified in the amount of the recovery, and, as modified, the judgment of the Court was affirmed; and that the said judgment as modified and affirmed entitled the plaintiff to a salary of four hundred dollars per annum, as Chief Inspector of the Shell-Fish Commission, five cents per mile for each mile traveled when engaged in the business of said Commission, and for other extra expenses not to exceed fifty dollars per annum—whole cost of the Commission not to exceed six thousand dollars per annum. And it being further declared by the Court that the defendant Hal W. Ayer, as State Auditor, shall proceed to pass upon and audit said claims, upon the same being properly certified by the Secretary of the Board of Shell-Fish Commission, and countersigned by the Chairman of the Shell-Fish Commission.

"Now, therefore, you are hereby commanded, absolutely and peremptorily, without delay, to proceed to audit said accounts upon their being so presented to you. And that you at once, upon auditing the same, issue warrants therefor upon the State Treasury for such amounts as you shall find to be due the plaintiff thereon; and that in all things you comply with and obey the mandates and requirements of this writ, and that herein you fail not.

"Witness: Thomas S. Kenan, Clerk of our said Court, at office in Raleigh, this the 17th day of October, 1900.

"THOMAS S. KENAN,
*"Clerk of the Supreme Court."*

(Seal of the Supreme Court of the State of North Carolina.)

Fee paid.

Endorsed: "Received October 17, 1900, and served same day by delivering the original of the within to Hal W. Ayer, State Auditor. "R. H. BRADLEY,
*"Marshal of the Supreme Court of North Carolina."*

"Fee paid R. H. B."

(COPY FOR W. H. WORTH, TREASURER.)

"State of North Carolina—In the Supreme Court.

"Theophilus White
"against
"H. W. Ayer, Auditor, and W. H. Worth, Treasurer.

*"The State of North Carolina*
*to W. H. Worth, State Treasurer—Greeting:*

"This is an action of mandamus upon a money demand for a salary, tried upon a case agreed in the Superior Court of Perquimans, where the plaintiff recovered judgment and the writ of mandamus ordered to issue. From which judgment the defendants appealed to this Court, where the judgment of the Court below was modified in the amount of the recovery, and, as modified, the judgment of the Court below was affirmed; and that the said judgment as modified and affirmed entitled the plaintiff to a salary of four hundred dollars per annum as Chief Inspector of the Shell-Fish Commission, five cents per mile for each mile traveled when engaged in the business of said Commission, and for other extra expenses not to exceed fifty dollars per annum—whole cost of the Commission not to exceed six thousand dollars per annum. And it being further declared by the Court that the defendant Hal W. Ayer, as State Auditor, shall pass upon and audit said claims upon the same being properly certified by the Secretary of the Board of the Shell-Fish Commission, and countersigned by the Chairman of the Shell-Fish Commission; and it being further declared that the defendant W. H. Worth, State Treasurer, shall pay the amount stated in the warrant drawn by the defendant Hal W. Ayer, as Auditor aforesaid.

"Now, therefore, you are commanded absolutely and peremptorily, without delay, to pay the warrants issued as aforesaid by the State Auditor on you as State Treasurer in favor

of the plaintiff; and that in all things you comply with and obey the mandates and requirements of this writ, and that herein you fail not.

"Witness: Thomas S. Kenan, Clerk of our said Court, at office in Raleigh, this 17th day of October, 1900.

"THOMAS S. KENAN,
*"Clerk of the Supreme Court."*

(Seal of the Supreme Court of the State of North Carolina.)

Fee paid.

Endorsed: "Received October 17, 1900, and served same day by delivering the original of the within to W. H. Worth, State Treasurer.

"R. H. BRADLEY,
*"Marshal of the Supreme Court of North Carolina."*

"Fee paid. R. H. B."

That, pursuant to the command contained in the aforesaid writ of mandamus, issued to said Hal W. Ayer, State Auditor, the sum of eight hundred and thirty-one and 15-100 dollars was unlawfully audited and allowed by said Hal W. Ayer, State Auditor, and a warrant on the State Treasurer was issued by said Hal W. Ayer, State Auditor, in words and figures following, to-wit:

(COPY OF AUDITOR'S WARRANT.)

"No. 22962. $831.15.

"STATE OF NORTH CAROLINA,

"Auditor's Department,

"RALEIGH, N. C., Oct. 20, 1900.

"The State Treasurer will pay to Theophilus White, C. I. S. F. C., or J. C. L. Harris, attorney, or order, eight hundred and thirty-one and 15-100 dollars, for salary as Chief

Inspector Shell-Fish Commission, compensation for extra services and mileage from March 20, 1899, to September 1, 1900.

"Charge account Shell-Fish Commission.

"HAL W. AYER,
*"State Auditor.*

"R. C. RIVERS, *Chief Clerk.*"

"Code N. C., vol. 1, sec. ....
"Code N. C., vol. 2, sec. ....
"Chapter 13, sec. 12, Laws 1897.
"Chapter 19, secs. 1 and 2, Laws of 1899.
"Supreme Court Decision, February Term, 1900."

Which said warrant was subsequently, on the 22d day of October, 1900, pursuant to the command contained in the aforesaid writ of mandamus, directed to said W. H. Worth, State Treasurer, unlawfully paid by said W. H. Worth, State Treasurer, out of the funds in his hands as State Treasurer, belonging to the State of North Carolina, without any appropriation being made by law for the payment thereof, to aforesaid Theophilus White; which aforesaid mandamus writs were unlawfully issued as aforesaid, with the intent thereby to compel, by process in the nature of execution, the payment of the aforesaid sum of eight hundred and thirty-one and 15-100 dollars out of the State Treasury in violation of the aforesaid provisions of the Constitution; whereby the said David M. Furches, then Associate Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice, of the Supreme Court of North Carolina, did then and there commit, and were guilty of, a high crime and misdemeanor in office.

Article II. That at the time hereinafter named, to-wit, on or about the 17th day of October, A. D. 1900, at and in the city of Raleigh, the said David M. Furches, now Chief Justice, and who was then an Associate Justice of the Supreme Court of North Carolina, and the said Robert M.

Douglas, who was then and is now an Associate Justice of the Supreme Court of North Carolina, and one other member of said Supreme Court of North Carolina, now deceased, concurring therein, constituting a majority of the said Supreme Court of North Carolina, did usurp legislative authority and did assume to themselves legislative functions, and, intending to bring the General Assembly of North Carolina into disrepute, public scandal and disgrace, unmindful of the high duties of their office as members of the said Supreme Court of North Carolina, and of their oaths of office, and in contempt, disregard and defiance of the provisions of chapter 21, Public Laws of North Carolina, session of 1899, ratified the 8th day of March, A. D. 1899, entitled, "A supplemental act to an act entitled 'An act to provide for the general supervision of the Shell-Fish Industry of the State of North Carolina, and ratified on March 2, 1899,' " did, under the color of their aforesaid offices, unlawfully, wilfully, and in violation of the aforesaid provisions of the Constitution of the State of North Carolina, and in disregard and contempt of the acts of the General Assembly aforesaid, in the aforesaid controversy submitted without action to a Superior Court Judge under The Code of North Carolina, sections 567 and 568, entitled, "Theophilus White against Hal W. Ayer, State Auditor, and W. H. Worth, State Treasurer," pending on appeal in the said Supreme Court of North Carolina, and decided by the said Supreme Court, at the February Term, 1900, thereof, cause to be issued by Thomas S. Kenan, Clerk of said Supreme Court, the mandamus writs aforesaid.

And pursuant to the command contained in said writs of mandamus the claim for the sum of eight hundred and thirty-one 15-100 dollars, was unlawfully audited and allowed by said Hal W. Ayer, State Auditor, in favor of said Theophilus White, as is set forth in the aforesaid Auditor's warrant, and the aforesaid warrant on the State Treasurer was issued by said Hal W. Ayer, State Auditor, and said Auditor's warrant was unlawfully paid by said W. H. Worth, State Treasurer,

out of funds in his hands belonging to the State of North Carolina in the treasury thereof, contrary to the provisions of the aforesaid supplemental act of the said General Assembly, ratified as aforesaid on the 8th day of March, A. D. 1899, which aforesaid mandamus writs were unlawful and contrary to the aforesaid provisions of the Constitution of the State of North Carolina and the acts of the General Assembly of North Carolina, and in disregard and contempt thereof, and were issued as aforesaid with the intent thereby to compel, by process in the nature of an execution, the payment of the said sum of eight hundred and thirty-one and 15-100 dollars out of the State Treasury, in violation of the aforesaid provisions of the Constitution and the Public Laws of the State of North Carolina.

Whereby the said David M. Furches, Associate Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, did then and there commit, and were guilty of, a high crime and misdemeanor in office.

Article III. That the aforesaid controversy without action, entitled as aforesaid, Theophilus White against Hal W. Ayer, State Auditor, and W. H. Worth, State Treasurer, was decided by the said Supreme Court of North Carolina, on or about May 22, 1900, at the February Term of the said Court, and prior to the 14th day of June, 1900, said Supreme Court had adjourned for the term without directing any mandamus writs to issue in said cause; and that on the 14th day of June, 1900, the General Assembly, being in adjourned session, passed the following resolution, to-wit:

"*Resolved by the House of Representatives, the Senate concurring,* That a committee of two members of this House be appointed by the Speaker, who shall wait upon the State Treasurer, and ascertain from him if he has paid out any money to Theophilus White, and if so, by what authority he made such payment."

That, pursuant to the aforesaid resolution, a committee was appointed who visited the office of the said State Treasurer and ascertained from him, and reported to the General Assembly, that no money had been paid to said Theophilus White, as Chief Inspector Shell-Fish Commission, since the passage of the act entitled "An act to provide for the general supervision of the Shell-Fish Industry in the State of North Carolina," ratified the 2d day of March, 1899, and the supplemental act, ratified March 8, 1899, entitled "A supplemental act to an act entitled 'An act to provide for the general supervision of the Shell-Fish Industry of the State of North Carolina,' " ratified March 2, 1899.

But subsequently, to-wit, on or about the 17th day of October, 1900, notwithstanding the passage of the aforesaid resolution of inquiry,and notwithstanding that it was well known to said Supreme Court that the General Assembly had asserted its right, as guaranteed by the Constitution of North Carolina, to control the disbursement of money in the State Treasury, and to forbid the payment of money out of said treasury to said Theophilus White under the decision aforesaid, a majority of the members of the Supreme Court, including said David M. Furches, Associate Justice (now Chief Justice), and said Robert M. Douglas, Associate Justice, did, thereafter, to-wit, on or about the 17th day of October, 1900, at and in the city of Raleigh, in contempt and defiiance of said General Assembly and the acts thereof, and in violation of the aforesaid provision of the Constitution in that behalf, knowingly, wilfully and wrongfully direct and cause the aforesaid writs of mandamus to be issued, whereby said David M. Furches, Associate Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice, then and there did commit and were guilty of a high crime and misdemeanor in office.

Article IV. That on or about the 17th day of October, 1900, at and in the city of Raleigh, the said David M. Fur-

ches, Associate Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice, and one other member, now deceased, of the said Supreme Court of North Carolina, constituting a majority of the said Supreme Court, directed the aforesaid peremptory writs of mandamus to be issued, and they were issued by said Thomas S. Kenan, Clerk of said Supreme Court; that said writs of mandamus were not issued in conformity to law, nor according to the orderly course and practice of the courts, in this, that:

Specification 1. That Article IV, section 9, of the Constitution of North Carolina, confers upon the Supreme Court "original jurisdiction to hear claims against the State," and no statutory enactment has ever been provided to the contrary since the adoption of the aforesaid constitutional provision; that the aforesaid controversy, submitted without action, to-wit,the controversy submitted without action of TheophilusWhite v. Hal W.Ayer,State Auditor, and W.H.Worth, State Treasurer, hereinbefore referred to, as the record thereof fully shows, involved a claim of the said Theophilus White against the State of North Carolina, and the mode or manner by which payment thereof might be enforced, and it is nowhere provided, either in the Constitution or Statutory Laws of North Carolina, that such a controversy without action can be submitted to the adjudication of a Superior Court Judge, and especially to a Superior Court Judge holding Court in a county other than the county of Wake.

That the said Hal W. Ayer, State Auditor, and the said W. H. Worth, State Treasurer, could not lawfully have been sued in the county of Perquimans on account of the matters set forth in said controversy submitted without action, as was done in the aforesaid controversy submitted without action in the Superior Court of Perquimans County, nor is it provided either in the Constitution or Statutory Laws of North Carolina that the aforesaid Supreme Court of North Carolina should have appellate jurisdiction therein.

Specification 2. That the aforesaid mandamus writs were directed to be issued as aforesaid, in wilful disregard of the statutory provisions relating to the application for writs of mandamus.

Specification 3. That the aforesaid mandamus writs were directed to be issued, and were issued as aforesaid, contrary to the course, practice and procedure of the said Supreme Court of North Carolina.

Specification 4. That the aforesaid mandamus writs were directed to be issued, and were issued as aforesaid, in disregard of the provisions of chapter 19 of the Public Laws of 1899, entitled "An act to provide for the general supervision of the Shell-Fish Industry of the State of North Carolina," ratified the 2d day of March, A. D. 1899, and in a manner designated by the Supreme Court, without any legislative authority whatever; and also in disregard and defiance of chapter 21 of the Public Laws of 1899.

Specification 5. That well knowing that two of the Associate Justices of the Supreme Court of North Carolina did not concur with the aforesaid majority of the Court in directing the aforesaid mandamus writs to be issued, one of the dissenting Associate Justices, claiming the right to do so, was refused and prevented by the aforesaid majority of the Supreme Court, including the said David M. Furches, Associate Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice, from entering his protest against the issuing of said mandamus writs upon the minutes of the said Supreme Court, and was also denied the right to file his opinions, giving his reasons and grounds for dissenting from the action of the said Supreme Court in directing the aforesaid mandamus writs to be issued.

Whereby the aforesaid David M. Furches, Associate Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice, did then and there commit and were guilty of a high crime and misdemeanor in office.

Article V. That the said David M. Furches, Associate

Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, with their concurring associate, constituting a majority of the said Court, unmindful of the high duties of their offices, of their oaths of office, and in violation of the Constitution of North Carolina, at various times and in numerous decisions of said Court, commonly known as the "office-holding cases," and so designated by Robert M. Douglas, Associate Justice, in his concurring opinion in the aforesaid case of Theophilus White v. Hal W. Ayer, State Auditor, and W. H. Worth, State Treasurer, persistently, wilfully and unlawfully, and intending to bring into contempt, disrepute and public scandal the General Assembly of North Carolina, and to nullify and render of no effect the acts thereof, did, by a specious course of reasoning, wherein they declare the said acts unconstitutional, in whole or in part, as suited their said purpose, or disregarded the true meaning and intent thereof, nullify, destroy, and in effect repeal said acts of the General Assembly, and contemptuously thereby did annul and defeat the legislative will expressed within the scope of its constitutional authority, in derogation of the Constitution and laws of North Carolina; and that, in culmination and consummation of said persistent, wilful and unlawful intent to discredit and bring into public contempt the said General Assembly of North Carolina, and the laws passed by the said General Assembly, and to impair and destroy its power and to nullify and abrogate the laws thereof, the said David M. Furches, Associate Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, with their concurring associate, constituting a majority of said Court, in disregard of their oaths of office, and in violation of the Constitution of North Carolina, and in disregard of the Public Laws of North Carolina, did, in the aforesaid controversy without action cause to be issued from said Court the aforesaid peremptory mandamus writs, and under color of their offices as Associate Justices

of the Supreme Court, and in derogation of the Constitution and laws, did cause to be unlawfully drawn from the State Treasury of North Carolina the said sum of eight hundred and thirty-one and 15-100 dollars ($831.15), and by said wilful, unlawful and wrongful acts and misconduct in office, the said David M. Furches, Associate Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice, did then and there commit and were guilty of a high crime and misdemeanor in office.

And the House of Representatives, by protestation, reserving to themselves the liberty of exhibiting at any time hereafter any further articles or other accusation or impeachment against the said David M. Furches, Associate Justice (now Chief Justice), and the said Robert M. Douglas, Associate Justice, and also of replying to their answers, which they shall make under the articles herein preferred against them, and of offering proof to the same, and every part thereof, and to all and every other article, accusation or impeachment which shall be exhibited by them, as the case shall require, do demand that the said David M. Furches, Chief Justice (formerly Associate Justice), and the said Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, may be put to answer the high crimes and misdemeanors in office herein charged against them, and that such proceedings, examinations, trials and judgments may be thereupon had and given as may be agreeable to law and justice.

W. R. Allen,
Locke Craig
Geo. Rountree,
A. W. Graham,
R. H. Hayes,
Blake Baker Nicholson,
F. M. Shannonhouse,
A. A. F. Seawell,
J. F. Spainhour.

The President of the Senate says:

*"Mr. Speaker, Gentlemen of the Board of Managers and Gentlemen of the House of Representatives.*

"The Senate will take proper order on the articles of impeachment against David M. Furches, late Associate Justice (now Chief Justice), and Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina, as required by law, of which due notice will be given to the House of Representatives."

Mr. Allen, speaking for the Committee, says:

"Mr. President:—The managers upon the part of the House of Representatives will now retire and await the further order of the Senate."

The managers and members of the House of Representatives thereupon withdraw from the Senate chamber.

Mr. London offers the following resolution:

*"Resolved,* That the Senate will organize as a Court of Impeachment at 12:30 o'clock, on Monday, the 25th day of this month."

The resolution is adopted.

Mr. Arrington, for the Committee on Rules, reports the following rules for the government of the impeachment trial:

RULES FOR THE GOVERNMENT OF THE IMPEACHMENT TRIAL.

Rule I. Before proceeding to the consideration of the articles of impeachment, the presiding officer shall administer to the members of the Senate then present, and to other members as they shall appear, the following oath: "I, ..... ....., swear truly and impartially to try and determine the charges in the articles of impeachment exhibited against David M. Furches, Chief Justice of the Supreme Court of North Carolina, and Robert M. Douglas, Associate Justice of

the Supreme Court of North Carolina, under the Constitution and laws thereof, according to the evidence. So help me God."

RULE II. The Principal Clerk of the Senate shall act as Clerk of the Court of Impeachment, and shall report the proceedings of the Court in the same manner as the legislative proceedings of the Senate.

RULE III. The Doorkeeper of the Senate shall execute all orders of the presiding officer of the Senate, and he may employ such assistants as may be necessary for the purpose.

RULE IV. Counsel for the parties shall be admitted to appear and be heard upon an impeachment.

RULE V. Before proceeding to the trial on each day the following proclamation shall be made by the Doorkeeper of the Senate: Oh, yes! Oh, yes! Oh, yes! all persons are commanded to keep silence, on pain of imprisonment, while the Senate of North Carolina is sitting for the trial of articles of impeachment against David M. Furches, Chief Justice of North Carolina, and Robert M. Douglas, Associate Justice of the Supreme Court of North Carolina."

RULE VI. That the following form of summons be adopted, to-wit:

"THE STATE OF NORTH CAROLINA.

*"The Senate of North Carolina,*
*to David M. Furches and Robert M. Douglas—Greeting:*

WHEREAS, The House of Representatives of the State of North Carolina, did, on the .... day of February, 1901, exhibit to the Senate articles of impeachment against you, the said David M. Furches and Robert M. Douglas, which said articles, appended to this summons, demand that you, the said David M. Furches and Robert M. Douglas, and each of you, should be put to answer the accusations as set forth in said articles. And that such proceedings, examinations, trials and judgments might be thereupon had as are agree-

able to law and justice, you, the said David M. Furches and Robert M. Douglas, and each of you, are therefore hereby summoned to appear forthwith before the Senate of North Carolina, at their chamber, in the city of Raleigh, then and there to answer to the said articles of impeachment, and then to abide by, obey, and perform such orders, directions and judgments as the Senate of North Carolina shall make in the premises, according to the laws and Constitution of North Carolina. Hereof you are not to fail.

Witness: W. D. Turner, Lieutenant-Governor, and President of the Senate, at the city of Raleigh, this .... day of February, 1901.

Rule VII. The hour of the day at which the Senate shall sit upon the trial of an impeachment shall be 11 o'clock a. m., and when the hour for such sitting shall arrive, the presiding officer of the Senate shall so announce; and thereupon the President shall cause proclamation to be made, and the business of the trial shall proceed until 2 o'clock p. m., unless, upon a motion, seconded by one-fifth of the members present, the Court shall determine to adjourn earlier or sit longer. The adjournment of the Senate sitting in said trial shall not operate as an adjournment of the Senate, but on such adjournment the Senate shall resume the consideration of its legitimate business.

Rule VIII. All motions made by the parties or their counsel shall be addressed to the presiding officer, and if he or any Senator shall require it, they shall be committed to writing and read at the Clerk's desk.

Rule IX. The Reading Clerk of the Senate shall read all papers which may be sent to the Clerk's desk, and act as the deputy to the Principal Clerk, and assist in the performance of the duties presented for that officer.

Rule X. Each witness shall be examined by one person on behalf of the party introducing him, and then cross-examined by one person on the other side.

Rule XI. If a Senator is called as a witness he shall be sworn, and give his testimony standing in his place.

Rule XII. If a Senator wishes a question to be put to a witness, or to offer a motion or order (except a motion to adjourn), it shall be reduced to writing and put by the presiding officer.

Rule XIII. All preliminary or interlocutory questions, and all motions, shall be argued for not exceeding one-half hour on each side, unless the Senate shall, by order, extend the time.

Rule XIV. The case on each side shall be opened by one person. The final argument on the merits may be made by two persons on each side (unless otherwise ordered by the Senate upon application for that purpose), and the argument shall be opened and closed upon the part of the House of Representatives.

Rule XV. If the Senate shall at any time fail to sit for the consideration of the articles of impeachment on the day or hour fixed therefor, the Senate may, by an order to be adopted without debate, fix a day and hour for resuming such consideration.

Rule XVI. Witnesses shall be sworn in the following form: "You solemnly swear that the evidence you shall give in the case now pending between the State of North Carolina and David M. Furches and Robert M. Douglas, shall be the truth, the whole truth, and nothing but the truth. So help you God." Which oath shall be administered by the Clerk of the Senate or other authorized person.

Rule XVII. The following shall be the form of subpœna which shall be issued upon the application of either of the parties or their counsel:

*The Senate of North Carolina,*

*to James B. Smith—Greeting:*

You are hereby commanded to summon ..... to appear before the Senate of North Carolina on the .... day

of ....., 1901, at the Senate Chamber in the city of Raleigh, then and there to testify his knowledge in the cause which is before the Senate, and in which the House of Representatives have impeached David M. Furches and Robert M. Douglas. Fail not, and make due return of the service of this subpœna.

Witness, A. J. Maxwell, Clerk of the Senate, at Raleigh, this .... day of ....., 1901.

....,
*Clerk of the Senate.*

Rule XVIII. All the orders and decisions shall be made and had by yeas and nays upon the demand of one-fifth of the members present and without debate, except upon a vote of a majority of the members present allowing discussion, and in that case no member shall speak more than once on one question, and not more than five minutes upon an interlocutory question, and not more than ten minutes on the final question, unless by consent of the Senate, to be had without debate; but each Senator shall be permitted to file, within five days after the vote shall have been taken upon the articles of impeachment, his written opinion, to be printed with the proceedings.

Rule XIX. In taking the votes of the Senate upon the articles of impeachment, the Clerk will read the several articles successively, and after the reading of each article the Clerk will call the name of each Senator, who shall rise in his place, and thereupon the presiding officer put the following question: "Mr. ....., how say you? Are the respondents, David M. Furches and Robert M. Douglas, guilty or not guilty, as charged in .... article of impeachment?" whereupon each Senator shall answer "guilty" or "not guilty."

Rule XX. If the impeachment shall not, upon any of the articles presented, be sustained by the votes of two-thirds of

the members present, a judgment of acquittal shall be entered; but if the persons accused in such articles of impeachment shall be convicted upon any of said articles by the votes of two-thirds of the members present, the Senate shall proceed to announce judgment, and a certified copy of such judgment shall be deposited in the affice of Secretary of State.

Upon motion of Mr. Ward, the report of the Committee on Rules goes over until Monday as unfinished business.

Upon motion of Mr. London, three hundred copies are ordered printed of the articles of impeachment.

By consent, Mr. Arrington introduces S. R. 956, joint resolution to appoint stenographers in the impeachment trials.

Upon motion of Mr. Arrington, the rules are suspended and the resolution is placed upon its several readings.

The resolution passes its several readings, and is ordered sent to the House of Representatives without engrossment.

Mr. Glenn moves that the Senate adjourn until 11 o'clock Monday.

Mr. Vann moves, as a substitute for Mr. Glenn's motion, that the Senate adjourn until 10:30 o'clock Monday.

The motion of Mr. Vann is lost.

Motion of Mr. Glenn is adopted, and the Senate adjourns.

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## FORTY-FIRST DAY.

SENATE CHAMBER, February 25, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. A. A. Marshall.

Upon motion of Mr. McAllister, reading of the Journal of Saturday's proceedings is dispensed with, and the same stands approved.

REPORTS OF COMMITTEES.

Reports of standing committee are submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, S. B. 810, bill for the free passage and to prohibit the catching of fish in the Ararat River, in Surry County, with a favorable recommendation.

S. B. 816, bill for the relief of certain citizens of Surry County, recommending it be referred to the Judiciary Committee.

The recommendation is adopted, and the bill is so referred.

S. B. 933, H. B. 1123, bill to protect certain game birds in Currituck, Camden and Pasquotank counties, with a favorable recommendation.

By Mr. Stringfield, S. B. 934, H. B. 1286, bill to incorporate the Oxford Seminary for girls, with a favorable recommendation.

S. B. 952, bill to prevent the sale of liquor within three miles of Lynn School-House, etc., with a favorable recommendation.

By Mr. Marshall, H. B. 1078, S. B. 939, bill to prohibit hunting game in Orange County upon the lands of others without written consent of the owner, with a favorable recommendation.

From the Committee on Education:

By Mr. McIntyre, H. B. 488, S.B. 797, bill to amend chapter 486 of the Public Laws of 1899, in relation to the public schools of Pilot Mountain, Surry County, with a favorable recommendation.

H. B. 923, S. B. 851, bill for the relief of Mrs. A. C. Morrow, a school teacher, of Rutherford County, with a favorable recommendation.

H. B. 885, S. B. 856, bill to enable the Board of School Directors of Buncombe County to pay certain debts, with a favorable recommendation.

H. B. 924, S. B. 858, bill for the relief of A. C. Morrow, school teacher, of Rutherford County, with a favorable recommendation.

S. B. 864, bill to establish graded schools in the town of Edenton, with a favorable recommendation.

H. B. 766, S. B. 801, bill for the relief of A. M. Jones, a public school teacher, of Ashe County, with a favorable recommendation.

H. B. 1084, S. B. 831, bill to authorize the town of Kinston, in Lenoir County, to issue school bonds, with a favorable recommendation.

From the Committee on Insurance:

By Mr. Travis, S. B. 768, bill to incorporate the Farmers Mutual Fire Insurance Association, of Edgecombe County, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Gudger, H. B. 883, S. B. 832, bill to incorporate the Home Mission Committee of the Presbytery of the French Broad, with a favorable recommendation.

H. B. 340, S. B. 927, bill to incorporate Asheville and Weaverville Railway and Power Company, of Buncombe County, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. McNeill, H. B. 880, S. B. 852, bill to amend chapter 251, Laws of 1889, as to drainage of Mud Creek, in Henderson County, with a favorable recommendation.

H. B. 912, S. B. 849, bill to protect game in Bertie County, with a favorable recommendation.

H. B. 843, S. B. 888, bill to prevent fishing in Little Elk Creek, Mitchell County, with a favorable recommendation.

H. B. 1447, S. B. 941, bill to protect game in Mitchell County, recommending it do not pass.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Speight, petition from citizens of Edgecombe County, in regard to equalization of tax values. Referred to the Committee on Finance.

By the President of the Senate, petition from a dog-hating, sheep-loving constituent, asking for a tax on dogs. Referred to the Committee on Finance.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Lindsay, S. B. 965, bill to incorporate Happy Home Christian Church, in Rockingham County. Referred to the Committee on Propositions and Grievances.

By Mr. Warren, S. B. 966, bill to promote the ends of justice by allowing County Commissioners to have additional number of jurors summoned to any term or terms of Court. Referred to the Committee on Propositions and Grievances.

By Mr. Gudger, S. B. 967, bill to appoint P. H. Carver and James Haynie Justices of the Peace for Madison County. Referred to the Committee on Justices of the Peace.

By Mr. Alexander, S. B. 968, bill to incorporate the Southern States Trust Company. Referred to the Committee on Corporations.

By Mr. Bray, S. B. 969, bill relative to the sale of liquor in Crawford Township, Currituck County. Referred to the Committee on Propositions and Grievances.

By Mr. Morton, S. B. 970, bill to amend chapter 479, Laws of 1893, in regard to Brunswick County. Referred to the Committee on Counties, Cities and Towns.

By Mr. Morton, S. B. 971, bill to amend the charter of the city of Wilmington in relation to street improvements. Referred to the Committee on Counties, Cities and Towns.

S. B. 972, bill to amend the Public Laws of 1893, in regard to Big Bridge Ferry, in New Hanover County. Referred to the Committee on Counties, Cities and Towns.

By Mr. Foushee, S. B. 973, bill to amend section 706 of The Code, with reference to special meetings of the Board of Commissioners in Durham County.

Placed on Calendar.

By Mr. Morton, S. B. 974, bill to appoint Justices of the Peace for Brunswick County. Referred to the Committee on Justices of the Peace.

By Mr. Justice, S. B. 975, bill to amend chapter 665, Laws of 1899, relating to the use of meridian monuments in the State. Referred to the Judiciary Committee.

By Mr. Woodard, S. B. 976, bill to amend the charter of the town of Winston. Referred to the Committee on Counties, Cities and Towns.

By Mr. Scott, S. B. 977, bill for the relief of the Alamance Fair Association. Referred to the Committee on Agriculture.

By Mr. Gudger, S. B. 978, bill to protect schools, public and private, from contagious or infectious diseases. Referred to the Committee on Education.

By Mr. Alexander, S. B. 979, bill to amend chapter 523, Public Laws of 1899, relative to obstructions in the Catawba River. Referred to the Judiciary Committee.

By Mr. Bray, S. B. 980, bill to make west side of Currituck Sound a lawful fence.

Placed on Calendar.

By Mr. Smith, S. B. 981, bill to incorporate the Smithfield Fire Company, Smithfield, N. C. Referred to the Committee on Counties, Cities and Towns.

By Mr. Henderson, S. B. 985, bill to incorporate the Western Carolina Power Company, and for other purposes. Referred to the Committee on Corporations.

S. B. 986, bill to allow the city of Salisbury to issue bonds for graded schools and other purposes.

Placed on Calendar.

By Mr. Woodard, S. B. 988, bill to exempt certain members of the Red Hot and Banner Volunteer Fire Company, of Wilson, from payment of poll tax. Referred to the Judiciary Committee.

S. B. 990, bill for the relief of J. M. Johnson. Referred to the Committee on Penal Institutions.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 319, S. B. 959, bill for the relief of T. P. Wilcox, ex-Sheriff of Pasquotank County. Referred to the Committee on Propositions and Grievances.

H. B. 1473, S. B. 960, bill to establish a public ferry across Pee Dee or Yadkin rivers, between the counties of Montgomery and Stanly. Referred to the Committee on Propositions and Grievances.

H. B. 876, S. B. 961, bill to establish a graded school at Marion, N. C. Referred to the Committee on Education.

H. B. 801, S. B. 962, bill to allow John H. Mann, a crippled ex-Confederate soldier, to peddle without license. Referred to the Finance Committee.

H. B. 1136, S. B. 963, bill to authorize the Commissioners of Macon County to levy a special tax. Referred to the Committee on Counties, Cities and Towns.

H. B. 1244, S. B. 964, bill to incorporate the Atlantic and North Carolina Railroad Company. Referred to the Committee on Railroads.

H. B. 1468, S. B. 982, bill to provide for the working of the public roads and highways of Haywood County, and to levy a special tax.

Placed on Calendar.

H. B. 1295, S. B. 983, bill to amend, revise and consoli-

date the charter of the town of Leaksville, in the county of Rockingham, and the amendments thereto.

Placed on Calendar.

H. B. 1385, S. B. 984, bill to allow the Commissioners of Nash County to levy a special tax. Referred to the Committee on Counties, Cities and Towns.

H. B. 927, S. B. 987, bill for the relief of certain taxpayers. Referred to the Committee on Counties, Cities and Towns.

H. R. 1499, S. R. 989, resolution providing for re-election of Trustees of the University of North Carolina.

Placed on Calendar.

SPECIAL ORDER.

The President lays before the Senate:

S. B. 848, a bill to incorporate the State's Prison of North Carolina, and to provide for the government thereof, it being a special order for this hour.

The amendment offered by Mr. Travis is withdrawn.

Mr. Brown moves to amend,

Amend section 1 by adding thereto the following:

"*Provided,* That any suit or action against said corporation shall be construed to be a suit against the State, and no person, company or corporation shall have the right to bring or maintain any suit or action against it; nor shall any of the courts of the State have jurisdiction to try, hear or determine any such suit or action, except as allowed by the Constitution in case of suits against the State."

The amendment is adopted.

The bill passes second reading.

Mr. Lindsay moves to amend

Amend section 2 by adding,

"*Provided,* that no member of the Board of Directors shall be eligible to any other office in connection with said State Penitentiary."

The amendment is adopted.

Mr. Gudger moves to amend,

Amend section 6 by adding the following:

"*Provided,* that no sale of real estate shall be made except by a unanimous vote of the Directors, to be approved by the Governor."

The amendment is adopted.

The bill passes third reading, and is ordered engrossed.

Mr. Gudger moves to have H. B. 1169, S. B. 850, bill to prevent the manufacture or sale of spirituous liquors outside of incorporated towns in Buncombe County, recalled from Enrolling Clerk's office and reconsidered.

The motion is adopted.

Mr. Gudger moves to amend the bill,

Amend by striking out section 1 and substituting the following therefore:

"Section 1. That it shall be unlawful for any person or persons, firm, company or corporation to manufacture or sell spirituous, vinous or malt liquors or brandies anywhere in Buncombe County, except in the incorporated towns and cities in said county."

The amendment is adopted.

The bill as amended passes third reading, and the amendment is ordered engrossed and sent to the House of Representatives for concurrence.

### RULES FOR GOVERNMENT OF IMPEACHMENT TRIAL.

The President lays before the Senate the rules for the government of the impeachment trial, reported by the Committee on Rules, it being the unfinished business from Saturday. (See Journal of Saturday, February, 23d, for report.)

Mr. Foushee moves to amend,

Strike out Rule VII and insert as follows:

"The hour of the day at which the Senate shall sit upon the trial of an impeachment shall be from 10 o'clock a. m. to 1 o'clock p. m., when an adjournment shall be taken till 3

o'clock p. m., when the Court shall convene and sit till 6 o'clock p. m. The President shall cause proclamation to be made each time the Court convenes and adjourns. Upon a motion, seconded by one-fifth of the members present, the Court may determine to adjourn earlier or sit longer. The adjournment of the Senate sitting in said trial shall not operate as an adjournment of the Senate."

The amendment is adopted.

Mr. Foushee moves to amend Rule XIV.

Amend by striking out Rule XIV and insert:

"The case on each side shall be opened by one person. As many of the managers and counsel as desire to do so shall be permitted to file arguments or to address the Senate orally. The opening and conclusion shall be on the part of the House of Representatives, unless the defendants offer no testimony, in which event the defendants shall have the opening and conclusion."

Mr. Morrison offers as a substitute for Mr. Foushee's amendment:

"That the rules used in the Superior Courts of this State govern the trial of the case as to the arguments."

Mr. Travis offers as a substitute for Mr. Morrison's substitute:

Amend by inserting in lieu thereof the following:

"The case on each side shall be opened by one person. The Court of Impeachment shall, at the conclusion of the testimony, determine which side shall have the opening and conclusion of the argument, and the time that each side shall have for the discussion of the case."

The motion of Mr. Travis is lost.

The motion of Mr. Morrison is lost.

Mr. Foushee's amendment is adopted.

Mr. Gudger moves to amend Rule XVIII.

Strike out in Rule XVIII, after the word "file," in line 10, down to the word "upon," and add, "at the time he casts

his vote," and add at the end of said rule, "not to exceed six hundred words."

The amendment is lost.

Upon motion of Mr. Arrington, the rules as amended are adopted and 300 copies are ordered printed.

Mr. London offers the following resolution:

"*Resolved,* That a message be sent to the House of Representatives informing that honorable body that the Senate will organize as a Court of Impeachment at 12:30 o'clock to-day."

The resolution is adopted, and the message is sent accordingly.

Mr. London offers the following resolution:

"*Resolved,* That the rules adopted by the Senate for the government of the impeachment trial be retained for the use of the Court until further ordered."

The resolution is adopted.

ORGANIZATION OF COURT OF IMPEACHMENT.

The hour of 12:30 having arrived, the Senate, according to resolution, proceeds to organization as a Court of Impeachment.

The Court having adjourned, the Senate is called to order.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 915, bill for appointing certain Justices of the Peace for Surry County, upon third reading.

Mr. Marshall moves to amend,

"That W. W. Simmons, A. L. Bunker, S. W. Hutchens, John H. Sparger, J. F. Alred and A. L. Sparger be added to this list."

The amendment is lost.

Mr. Marshall moves to amend,

"That the names of R. E. Bunker, S. W. Hutchens and W. W. Simmons be added to this bill."

The amendment is lost.

Mr. Marshall moves to amend,

"That the following names be added to this bill: B. E. Moser, S. A. Taylor and Joseph Hodges."

Mr. Pinnix moves to lay the amendment on the table.

The motion is lost.

The bill passes third reading, and is ordered sent to the House of Representatives without engrossment.

S. B. 866, bill in regard to the stock law in Chatham County, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Scott, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Woodard—38.

The bill is ordered sent without engrossment.

S. B. 874, bill to authorize the town of Edenton to issue bonds and levy a special tax, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntyre, Michael, Miller of Pamlico, Morton, Pinnix, Scott, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—31.

The bill is ordered engrossed.

S. B. 795, H. B. 207, bill to place certain territory in

Chatham and Moore counties inside stock law, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Buchanan, Burroughs, Calvert, Candler, Dula, Foushee, Foy, Glenn, Henderson, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—35.

The bill is ordered enrolled.

S. B. 791, H. B. 1032, bill to authorize the Commissioners of Tyrrell County to levy a special tax, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—40.

The bill is ordered enrolled.

S. B. 262, H. B. 151, bill to amend chapter 392, Public Acts 1897, relating to the establishment of graded schools in High Point, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Pamlico, Morton, Pinnix, Scott, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—32.

S. B. 725, H. B. 601, bill for working the public roads of Graham and Clay counties, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—33.

The Senate again takes a recess to sit as a Court of Impeachment.

The Court of Impeachment having adjourned, the Senate is called to order.

Mr. Foushee, by consent, introduces S. B. 991, bill to fix the compensation of the Court of Impeachment. Referred to the Judiciary Committee.

CALENDAR

is resumed.

H. B. 1310, S. B. 891, bill to incorporate the Jackson Springs Railroad Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. R. 1499, S. R. 989, resolution providing for re-election of Trustees of University of North Carolina, upon second reading.

The resolution passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Vann, the Senate adjourned until 10 o'clock to-morrow.

## FORTY-SECOND DAY.

SENATE CHAMBER, February 26, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. J. A. T. Jones.

Upon motion of Mr. McIntyre, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Arrington indefinitely.

### REPORTS OF COMMITTEES.

Reports of standing committees are presented, and disposed of as follows:

From the Committee on Agriculture:

By Mr. Burroughs, S. B. 977, bill for the relief of the Alamance Fair Association, with a favorable recommendation.

From the Committee on Education:

By Mr. McAllister, S. B. 545, bill providing for the registration of architects, with an unfavorable recommendation.

S. R. 66, joint resolution authorizing the payment to Mrs. Cynthia Watson of her pension for the year 1890, with a favorable recommendation.

H. B. 813, S. B. 827, bill to establish a school district in Ramseytown Township, Yancey County, with an unfavorable recommendation.

By Mr. Wood, S. B. 909, bill to re-establish certain school districts in Surry County, with an unfavorable recommendation.

H. B. 671, S. B. 560, bill to relieve Price's Creek School, in Yancey County, with a favorable recommendation.

By Mr. McIntyre, H. B. 876, S. B. 961, bill to establish a graded school at Marion, N. C., with a favorable recommendation.

From the Committee on Public Roads:

By Mr. Vann, S. B. 817, bill relating to highways, public roads, bridges, ferries and fords, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Arrington, H. B. 1358, S. B. 935, bill to amend section 1717 of The Code, with a favorable recommendation.

By Mr. Vann, S. B. 868, bill to repeal chapter 520, Laws of 1891, and to re-enact and amend section 1967 of The Code, with a favorable recommendation as amended.

By Mr. James, S. B. 975, bill to amend chapter 665, Laws of 1899, relating to the use of Meridian monuments in the State, with a favorable recommendation.

By Mr. Currie, H. B. 541, S. B. 527, bill to confer police powers on Deputy Sheriffs and for the protection of persons and property in a certain section of Catawba County, with a favorable recommendation.

By Mr. McIntyre, S. B. 979, bill to amend chapter 523, Public Laws of 1899, relative to obstructions in the Catawba River, recommending it do not pass.

Mr. Warren, from the Judiciary Committee, reports without prejudice the message from his Excellency the Governor, Charles B. Aycock, in regard to the resignation of Hon. Augustus M. Moore, Judge of the Eastern District Criminal Court.

By Mr. Justice, S. B. 514, bill to amend section 1858 of The Code, with an unfavorable recommendation.

Upon motion of Mr. Justice, the bill is laid on the table.

From the Committee on Propositions and Grievances:

By Mr. Vann, H. B. 795, S. B. 887, bill to establish a dispensary in the town of Winton, with a favorable recommendation as amended.

H. B. 590, S. B. 942, bill for the relief of certain citizens, with a favorable recommendation.

From the Committee on Penal Institutions:

By Mr. Broughton, S. B. 71, bill to establish the North Carolina Reform School, with a favorable recommendation as amended.

From the Committee on Counties, Cities and Towns:

By Mr. Morrison, H. B. 919, S. B. 790, bill to amend the corporate limits of the town of Albemarle, Stanly County, reporting a substitute and recommending that it do pass.

The bill is placed on the Calendar.

By Mr. Smith, H. B. 1206, S. B. 835, bill to amend, revise and consolidate the statutes that constitute the charter of the city of Asheville, with a favorable recommendation as amended.

The bill is placed on the Calendar.

From the Committee on Salaries and Fees:

By Mr. Morrison, substitute for S. B. 543, bill relating to the State Library, with a favorable recommendation.

The bill is placed on the Calendar.

ENGROSSED BILLS.

Mr. Gudger, Jr., from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 786, a bill to authorize the Board of Commissioners of Wilkes County to issue bonds.

S. B. 558, H. B. 353, a bill for the relief of certain officers and witnesses who attend the courts as witnesses before the grand jury. Substitute and amended.

S. B. 717, a bill to amend section 1524 of The Code, relating to commissions allowed executors and administrators.

S. B. 848, a bill to incorporate the State's Prison of North Carolina, and to provide for the government thereof.

S. B. 282, H. B. 125, a bill to prevent the killing of partridges in Rowan County between certain dates. Substitute.

S. B. 813, a bill to incorporate the Greenville and Vanceboro Railroad Company.

S. R. 806, resolution for pension warrant to Mary Ann Barnhardt, of Cabarrus County.

S. R. 753, resolution to pay committee expenses to visit Eastern Hospital at Goldsboro.

S. B. 648, H. B. 670, a bill to provide for the auditing and recording of final returns of Commissioners to sell real or personal property. Amended.

S. B. 845, a bill in relation to the town of Rutherfordton.

S. B. 924, a bill to protect deer and fish in Bladen and Columbus counties.

S. B. 844, a bill to drain Cathey's Creek and Holland's Creek, in Rutherford County.

S. B. 872, a bill to incorporate the Piedmont Gun and Athletic Club.

S. B. 839, a bill to amend the charter of Mt. Airy.

S. B. 747, a bill to protect game birds in Randolph County.

S. R. 953, resolution to pay expenses in contested election case of Kennedy v. Currie.

S. R. 572, joint resolution of request to the Board of Agriculture. Substitute.

S. B. 846, a bill to authorize the town of Rutherfordton to issue bonds for water-works.

S. B. 906, a bill to amend chapter 54 of the Public Laws of 1891.

S. B. 701, H. B. 270, a bill to pay jurors, who are drawn on special *venires* in the county of Madison. Amended.

S. B. 873, a bill to prohibit the manufacture and sale of liquor near any church in Chatham County.

S. B. 918, a bill to incorporate the Toisnot Banking Company.

S. B. 938, a bill to revise the corporation law of North Carolina. Substitute for S. B. 82 and 96. Amended.

S. B. 850, H. B. 1169, a bill to prevent the manufacture or sale of spirituous liquors in Buncombe County, except in the incorporated towns. Substitute.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 883, H. B. 829, An act to validate the marriage of James H. Pierce and Martha E. Smithwick, of Bertie County.

S. B. 152, H. B. 834, An act to incorporate the Southern Manufacturers Mutual Insurance Company.

S. B. 834, H. B. 956, An act to authorize the Board of County Commissioners of Camden County, North Carolina, to levy a special tax.

S. B. 556, H. B. 1161, An act to incorporate the Marion and Northwestern Railway Company.

S. B. 854, H. B. 1242, An act to authorize the Commissioners of Granville County to levy a special tax.

S. B. 794, H. B. 982, An act for the relief of D. W. Lee, of Wilkes County.

S. B. 822, H. B. 997, An act to authorize the County Board of School Directors of Franklin County to settle certain claims against the towns of Louisburg, Franklinton and Youngsville, in said county.

S. B. 884, H. B. 688, An act to regulate the manufacture and sale of spirituous, vinous and malt liquors in Transylvania County, North Carolina.

S. B. 800, H. B. 748, An act to pay W. H. Lucas and others certain claims out of the oyster fund.

S. B. 936, H. B. 1502, An act to protect and promote the oyster industry of North Carolina.

S. B. 723, H. B. 515, An act to amend chapter 375 of the Acts of the General Assembly of 1899, relating to public roads in Lexington Township, and other townships in Davidson County.

S. B. 882, H. B. 828, An act to validate the marriage of John Howard and Cora Spiller, colored, of Bertie County.

S. B. 512, H. B. 1156, An act to punish certain officers failing to discharge their official duties.

S. B. 724, H. B. 917, An act to incorporate the Eastern Insurance Company.

S. B. 885, H. B. 735, An act to incorporate the Bank of Dunn.

S. B. 891, H. B. 1310, An act to incorporate the Jackson Springs Railroad Company.

S. B. 819, H. B. 824, An act to amend the charter of the town of Highlands, Macon County.

S. B. 655, H. B. 1434, An act to authorize the Board of Commissioners of Rowan County to issue bonds.

S. B. 930, H. B. 1410, An act for the better government of the town of Spray, in Rockingham County.

S. B. 703, H. B. 546, An act to amend the charter of the E. L. Shuford Manufacturing Company.

S. B. 857, H. B. 1392, An act to restore to the Governor the power to appoint the members of the Board of Internal Improvements.

S. B. 594, H. B. 115, An act to prohibit the sale of spirituous liquors within five miles of Concord Church.

S. B. 932, H. B. 814, An act to pay Anna Scales, colored, a certain amount out of the school fund.

S. B. 727, H. B. 267, An act to prohibit fast riding or driving over bridges in Stokes and other counties.

S. B. 98, H. B. 830, An act to amend the charter of the Lumberton and Lumber River Railroad Company.

S. B. 890, H. B. 1414, An act for the relief of Marion Reed, a public school teacher, of Onslow County.

H. B. 773, S. B. 826, An act to prevent the felling of timber in Neuse River, in Durham, Wake and part of Johnston counties, and to protect bridges, dams and fish-traps in said river.

S. B. 907, H. B. 1555, An act to amend and consolidate the Union County dispensary law.

S. B. 825, H. B. 807, An act to appoint a cotton-weigher for the town of Wingate, Union County.

S. R. 937, H. R. 1557, resolution to pay expenses of visiting Committee to University and the Normal College.

S. B. 828, H. B. 1010, An act to allow the Board of County Commissioners of Hyde County to levy a special tax.

S. B. 829, H. B. 1152, An act to better regulate fishing in the waters of Currituck County.

S. R. 659, H. R. 1214, resolution to pay expenses of joint sub-committee who visited the State Hospital at Morganton.

S. B. 235, H. B. 714, An act to incorporate the Durham Light and Power Company.

S. B. 445, H. B. 864, An act to incorporate the Farmers Bank of Rockingham, at Rockingham, N. C.

S. B. 886, H. B. 1267, An act to incorporate the New River Valley Railroad Company.

S. B. 795, H. B. 207, An act to place certain territory in Chatham and Moore counties under the stock law.

S. R. 989, H. R. 1499, a resolution providing for the election of Trustees of the University of North Carolina.

S. B. 791, H. B. 1032, An act to authorize the County Commissioners of Tyrrell County to levy a special tax.

S. B. 833, H. B. 875, An act to amend the charter of the town of Marion.

S. B. 487, H. B. 1024, An act to incorporate the Yadkin Falls Electric Company.

S. B. 830, H. B. 1126, An act to allow the Board of Commissioners of Greene County to levy a special tax.

S. B. 793, H. B. 650, An act to authorize the Commissioners of the town of Wilkesboro to refund the indebtedness of the town.

Upon motion of Mr. Woodard, he is allowed to withdraw S. B. 988, bill to exempt certain members of the Red Hot and Volunteer Fire Company, of Wilson, from payment of poll tax.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 1100, S. B. 478, bill to amend section 2148 of The Code, in regard to the probate of wills.

Upon motion of Mr. McIntyre, the Senate concurs in the House amendment, and the bill is ordered enrolled.

H. B. 1463, S. B. 1024, bill to establish high schools in Wesley Chapel District, of Union County, and for other purposes. Referred to Committee on Education.

H. B. 1504, S. B. 1023, bill to authorize the Commissioners of Caswell County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1512, S. B. 1025, bill to authorize the Commissioners of Franklin County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1530, S. B. 1026, bill to authorize the Commissioners of Transylvania County to levy a special tax. Referred to Committee on Counties, Cities and Towns.

H. B. 1537, S. B. 1027, bill to establish graded schools in the town of Mt. Olive, Wayne County, N. C. Referred to Committee on Education.

H. B. 1546, S. B. 1028, bill to incorporate the Raleigh and Virginia Railroad Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 1217, S. B. 1018, bill to amend the charter of the town of Littleton. Referred to Committee on Counties, Cities and Towns.

H. B. 1224, S. B. 1017, bill to repeal chapter 268, Public Laws of 1899. Referred to Judiciary Committee.

H. B. 979, S. B. 1016, bill to create the office of County Treasurer in the county of Beaufort. Referred to Committee on Counties, Cities and Towns.

H. B. 59, S. B. 1012, bill to correct State Grant No. 479. Referred to Judiciary Committee.

H. B. 329, S. B. 1013, bill to appoint Justices of the Peace for Pitt County. Referred to Committee on Justices of the Peace.

H. B. 1178, S. B. 1015, bill to amend charter of the town of Lenoir, in Caldwell County. Referred to Committee on Counties, Cities and Towns.

H. B. 1066, S. B. 1014, bill to amend chapter 456 of the Public Laws of 1899. Referred to Judiciary Committee.

H. B. 566, S. B. 1008, bill to provide for improvements of the Normal Department of the Cullowhee High School, appropriating the sum of $5,000.00 therefor. Referred to Committee on Education.

H. B. 1667, S. B. 1011, bill to amend chapter 138, Private Laws of 1874 and 1875, relating to graded schools in the city of Charlotte, and to provide for establishing and maintaining a free library for said city. Referred to Committee on Education.

H. B. 1452, S. B. 1010, bill to incorporate the White Oak River and Onslow Tramway Company. Referred to Committee on Corporations.

H. B. 1448, S. B. 1009, bill to amend chapter 175, Private Laws of 1852, entitled An act to incorporate the proprietors of the Wilmington Cemetery. Referred to Committee on Corporations.

H. B. 1002, S. B. 1005, bill to amend chapter 223, Public Laws of 1897, charter of Chimney Rock and Tennessee Railroad Company. Referred to Judiciary Committee.

H. B. 1058, S. B. 1006, bill to prohibit the manufacture and sale of spirituous liquors within three miles of Carolina Christian College, and the Freewill Baptist Theological Seminary at Ayden, N. C. Referred to Committee on Propositions and Grievances.

H. B. 1559, S. B. 992, bill to provide for cotton-weigher

for town of Gibson, in the county of Scotland. Referred to Committee on Counties, Cities and Towns.

H. B. 1531, S. B. 993, bill to amend section 770 of The Code, and to fix the compensation of Treasurer of Mecklenburg County. Referred to Committee on Counties, Cities and Towns.

H. B. 1407, S. B. 994, bill for the relief of D. W. Lee, a public school teacher, of Wilkes County. Referred to Committee on Education.

S. B. 779, H. B. 1366, An act supplemental to an act entitled An act to prevent persons from fishing and shooting from bridges across the Neuse and Trent rivers, in Craven County, ratified the 29th day of January, 1901. Amended. Referred to Committee on Propositions and Grievances.

H. B. 1471, S. B. 995, bill to prohibit the manufacture and sale of spirituous, vinous or malt liquors within four miles of Leaksville Baptist Church. Referred to Committee on Propositions and Grievances.

H. B. 1335, S. B. 996, bill to prevent the manufacture and sale of any spirituous or malt liquors for Yancey County. Referred to Committee on Propositions and Grievances.

S. B. 601, H. B. 1270, bill to prohibit the sale and manufacture of liquors in Madison County. Amended.

The bill is placed on the Calendar.

H. B. 1406, S. B. 997, bill to incorporate the Yadkin Valley Normal and Industrial Academy for the Colored Race, at or near Wilkesboro, in Wilkes County. Referred to Committee on Education.

H. B. 1012, S. B. 998, bill to amend chapter 54, Public Laws of 1899. Referred to Committee on Insurance.

Upon motion of Mr. Gudger, H. B. 1335, S. B. 996, bill to prevent the manufacture and sale of any spirituous or malt liquors in Yancey County, is placed on the Calendar.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Stikeleather, petition from citizens of Iredell County, asking that Siloam Church be incorporated. Referred to Committee on Propositions and Grievances.

By Mr. Scott, petition from citizens of Haw River, Alamance County. Referred to Committee on Propositions and Grievances.

By Mr. Currie, petition to the General Assembly of citizens of Clinton, Sampson County, for the establishment of graded schools for said town. Referred to Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Miller of Pamlico, S. B. 999, bill to appoint a Justice of the Peace for No. 1 Township, Pamlico County. Referred to Committee on Justices of the Peace.

By Mr. Scott, S. B. 1000, bill to provide for the public school in the city of Burlington.

The bill is placed on the Calendar.

S. B. 1001, bill to punish drunkenness as a misdemeanor at Haw River, Alamance County. Referred to Committee on Propositions and Grievances.

By Mr. Vann, S. B. 1002, bill to amend chapter 92, Private Laws of 1899. Referred to Judiciary Committee.

By Mr. McIntyre, S. B. 1003, bill to revise and consolidate the public school law.

The bill is placed on the Calendar.

Upon motion of Mr. McIntyre, two hundred copies of it are ordered printed.

By Mr. Aycock, S. B. 1004, bill to establish a stock law in certain parts of Wayne County.

The bill is placed on the Calendar.

By Mr. Glenn, S. B. 1007, bill to amend subsections 8 and 10 of The Code of North Carolina. Referred to Judiciary Committee.

By Mr. Travis (by request), S. B. 1022, bill to extend the corporate limits of the town of Roanoke Rapids. Referred to Committee on Counties, Cities and Towns.

By Mr. Aycock, S. B. 1021, bill to make appropriations for the State Hospitals. Referred to the Committee on Appropriations.

By Mr. Aycock, S. B. 1020, bill to prevent live stock from running at large in certain parts of Wayne County.

The bill is placed on the Calendar.

By Mr. Currie, S. B. 1019, bill to establish graded schools in the town of Clinton, Sampson County. Referred to Committee on Education.

By Mr. Henderson (by request), S. B. 1029, bill in relation to husbands who are tenants by the courtesy. Referred to Judiciary Committee.

By Mr. Travis, S. B. 1030, bill to enlarge and amend the charter of Scotland Neck. Referred to Committee on Counties, Cities and Towns.

Upon motion of Mr. Alexander, H. B. 1531, S. B. 993, bill to amend section 770 of The Code and to fix the compensation of the Treasurer of Mecklenburg County, is placed on its several readings.

The bill passes its several readings, and is ordered enrolled.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 262, H. B. 181, bill to amend chapter 392, Public Acts 1897, relating to the establishment of graded schools in High Point, upon third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Burroughs, Candler, Crisp, Dula, Glenn, Henderson, James, Lindsay, London, Marshall, McIntyre, Miller of Caldwell, Morrison, Morton, Scott, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Wood, Woodard —27.

The bill is ordered enrolled.

S. B. 725, H. B. 601, bill for working the public roads of Graham and Clay counties, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Buchanan, Burroughs, Candler, Crisp, Dula, Glenn, Gudger, Henderson, James, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Robeson, Scott, Stikeleather, Sugg, Thomas, Vann, Ward, Wood, Woodard—30.

The bill is ordered enrolled.

S. B. 821, H. B. 1003, bill to incorporate the French Broad and Southern Railroad Company, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, James, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Scott, Stikeleather, Sugg, Thomas, Vann, Ward, Wood, Woodard—29.

The bill is ordered enrolled.

S. B. 820, H. B. 887, bill to provide for water-works and sewerage for the town of Elizabeth City, upon second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Stikeleather, Thomas, Ward, Wood, Woodard—27.

S. B. 831, H. B. 1084, bill to authorize the town of Kinston, in Lenoir County, to issue school bonds, upon second reading.

The bill passes second reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Robeson, Stikeleather, Sugg, Thomas, Ward, Warren, Wood, Woodard—28.

S. B. 852, H. B. 880, bill to amend chapter 251, Laws of 1889, as to the drainage of Mud Creek, in Henderson County, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Robeson, Stikeleather, Sugg, Thomas, Ward, Warren, Wood, Woodard—31.

S. B. 853, H. B. 1142, bill to improve the public roads in South Point Township, in Gaston County, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp,

Currie, Dula, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—35.

S. B. 864, bill to establish graded schools in the town of Edenton, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—38.

S. B. 869, bill to amend chapter 215 of the Private Laws of 1899, in regard to the charter of the town of Lumberton, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Stikeleather, Thomas, Vann, Ward, Warren, Wood, Woodard—35.

S. B. 865, bill to provide for working convicts in Mitchell County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Lindsay,

London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Scott, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—36.

S. B. 879, H. B. 1004, bill to incorporate the town of Laxaway, in the county of Transylvania, N. C., upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robeson, Scott, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—36.

S. B. 880, H. B. 1085, bill to amend the charter of the town of Kinston, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Scott, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—34.

S. B. 883, H. B. 1295, bill to amend, revise and consolidate the charter of the town of Leaksville, in the county of Rockingham, and the amendments thereto, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn,

Gudger, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Stikeleather, Thomas, Vann, Ward, Warren, Wood, Woodard—34.

S. B. 893, H. B. 1264, bill to amend the charter of Ellenboro, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Stikeleather, Sugg, Travis, Vann, Ward, Warren, Wood, Woodard—35.

S. B. 894, H. B. 1259, bill to authorize the Commissioners of Clay County to levy a special tax, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Scott, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—31.

S. B. 895, H. B. 1262, bill to authorize the city of Hickory to issue bonds, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Robe-

son, Scott, Smith, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—36.

S. B. 897, H. B. 925, bill to incorporate the town of Lawrence, in the county of Edgecombe, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Vann, Ward, Warren, Wood, Woodard—33.

S. B. 896, H. B. 1247, bill to authorize the Commissioners of Wake County to fund the floating debt of the county, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Scott, Smith, Stikeleather, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—34.

S. B. 900, H. B. 1124, bill to incorporate the town of Angier, Harnett County, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Burroughs, Calvert, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—33.

S. B. 901, H. B. 968, bill to fund the bonded indebtedness of Murfreesboro Township, in Hertford County, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Buchanan, Burroughs, Calvert, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Scott, Smith, Stikeleather, Sugg, Thomas, Warren, Wood, Woodard—32.

S. B. 902, H. B. 1192, bill to authorize the Board of Commissioners of Currituck County to levy a special tax, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Scott, Smith, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—34.

S. B. 903, H. B. 1132, bill to authorize the Commissioners of Northampton County to levy a special tax, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—34.

S. B. 929, H. B. 971, bill to incorporate the Thomasville and Eldorado Railroad Company, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Wood, Woodard—32.

S. B. 931, H. B. 1359, bill to amend chapter 487 of the Public Laws of 1899, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—33.

S. B. 948, bill to allow the Board of County Commissioners of Watauga County to levy a special tax, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Scott, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—35.

S. B. 986, bill to allow the city of Salisbury to issue bonds for graded schools, and for other purposes, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—41.

S. B. 982, H. B. 1468, bill to provide for the working of public roads and highways of Haywood County, and to levy a tax, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affimrative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—37.

S. B. 817, bill relating to highways, public roads, bridges, ferries and fords, upon second reading.

Mr. Travis moves to amend,

"That this act shall not be applicable to any county in this State until the same is adopted by the Board of Commissioners of said county, and when so adopted this act shall supersede and abrogate all other road laws in the county or counties so adopting it."

The amendment is adopted.

Mr. Morrison moves to amend,

"*Provided,* this act shall not apply to Union County."

The amendment is adopted.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Thomas, Vann, Ward, Warren, Webb, Wood and Woodard—34.

H. B. 1066, S. B. 1014, bill to amend chapter 456 of the Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 935, H. B. 1358, bill to amend section 1717 of The Code, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Broughton, S. B. 768, bill to incorporate the Farmers Mutual Fire Insurance Association of Edgecombe County, is re-referred to the Committee on Insurance.

H. B. 539, S. B. 647, bill for the protection of domestic animals in Yancey County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 919, bill to amend chapter 213, Private Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 654, bill for the protection of cities and towns, upon second reading.

Upon motion of Mr. Henderson, the bill is laid on the table.

S. B. 777, bill to repeal chapter 524 of the Laws of 1899, in reference to oysters in the waters of New Hanover County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 521, S. B. 789, bill to pay a certain claim of Fred. P. Latham for services rendered the State in the interest of the Shell-Fish Industry in North Carolina, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 488, S. B. 797, bill to amend chapter 486, Public Laws of 1899, in relation to the public school of Pilot Mountain, Surry County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 917, bill in relation to neglected or abandoned children, amending chapter 3, section 11, of The Code, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 920, bill to amend the charter of the city of Raleigh, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 766, S. B. 801, bill for the relief of A. M. Jones, a public school teacher, of Ashe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 26, S. B. 633, bill to repeal chapter 100, Laws of 1889, chapter 277, Laws of 1895, and chapters 29 and 211, Laws of 1899, relating to divorce, upon second reading.

Mr. Glenn calls the previous question.

Call sustained.

Mr. Morrison calls for the ayes and noes on the amendments and the bill.

Call sustained.

Mr. Ward's amendment is accepted by Mr. Webb.

Mr. Webb's amendment is adopted, ayes 30, noes 14, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Brown, Burroughs, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, James, Justice, Marshall, McAllister, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Webb and Woodard—30.

Those voting in the negative are: Messrs. Alexander, Broughton, Gudger, Henderson, Lindsay, London, Long, McIntosh, McIntyre, Morrison, Scott, Smith, Stringfield and Wood—14.

Mr. Morton's amendment is lost, ayes 6, noes 31, as follows:

Those voting in the affirmative are: Messrs. Bray, Buchanan, Candler, Crisp, Morton, Pinnix—6.

Those voting in the negative are: Messrs. Alexander, Aycock, Broughton, Burroughs, Calvert, Dula, Foy, Gudger, Glenn, Henderson, James, Justice, Lindsay, London, Long, McAllister, McIntosh, McIntyre, Miller of Pamlico, Morrison, Robeson, Smith, Stikeleather, Stringfield, Thomas, Vann, Ward, Warren, Webb, Woodard and Wood—31.

Mr. Woodard's amendment is adopted, ayes 26, noes 12, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Foy, Glenn, James, Justice, Long, McIntosh, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Stikeleather, Sugg, Vann, Ward, Warren, Webb and Woodard—26.

Those voting in the negative are: Messrs. Alexander, Dula, Gudger, Henderson, Lindsay, London, McAllister, McIntyre, Scott, Smith, Stringfield and Wood—12.

Mr. Gudger's amendment is adopted, ayes 36, noes 4, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Foy, Glenn, Gudger, Henderson, James,

Justice, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Stikeleather, Stringfield, Thomas, Vann, Ward, Warren, Webb and Woodard—36.

Those voting in the negative are: Messrs. Dula, Long, Morton and Wood—4.

The bill as amended, passes second reading.

Mr. Ward moves that the rules be suspended and the bill be put upon its third reading.

The motion is adopted.

Mr. Ward calls the previous question.

Call sustained.

Messrs. London, Gudger, Lindsay and Broughton give notice that they desire to explain their vote.

The bill passes third reading, ayes 30, noes 15, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Buchanan, Burroughs, Candler, Currie, Foy, Glenn, James, Justice, Leak, Marshall, McAllister, McIntosh, Michael, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Stikeleather, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb and Woodard—30.

Those voting in the negative are: Messrs. Broughton, Calvert, Crisp, Dula, Gudger, Henderson, Lindsay, London, Long, McIntyre, Miller of Caldwell, Morrison, Scott, Stringfield and Wood—15.

The bill is ordered engrossed.

Mr. Webb moves that the vote by which H. B. 36, S. B. 633, bill to repeal chapter 100, Laws of 1889, chapter 277, Laws of 1895, and chapters 29 and 211, Laws of 1899, relating to divorce, passed third reading, be reconsidered.

Mr. Webb moves to table the motion to reconsider.

The motion to table the motion to reconsider is adopted.

H. B. 1206, S. B. 835, bill to amend, revise and consolidate the statutes that constitute the charter of the city of Asheville, upon adoption of amendment offered by committee.

The amendment offered by the committee is adopted.

The bill, as amended, passes first reading.

H. B. 919, S. B. 790, bill to amend the corporate limits of the town of Albemarle, Stanly County, upon second reading.

Pending further consideration of this bill, the Senate, upon motion of Mr. Henderson, adjourns until 10 o'clock to-morrow.

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## FORTY-THIRD DAY.

SENATE CHAMBER, February 27, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. M. Marshall.

Upon motion of Mr. Henderson, the reading of the Journal is dispensed with, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Wood, S. B. 971, bill to amend the charter of the city of Wilmington, in relation to street improvements, with a favorable recommendation.

The bill is placed on the Calendar.

S. B. 970, bill to amend chapter 479 of the Laws of 1893, in regard to Brunswick County, with a favorable recommendation.

S. B. 1016, H. B. 979, bill to create the office of Treasurer in the county of Beaufort, with a favorable recommendation.

H. B. 1559, S. B. 992, bill to provide for cotton-weigher for town of Gibson, in the county of Scotland, with a favorable recommendation.

S. B. 908, bill to extend the corporate limits of the town of Mt. Airy, with an unfavorable recommendation.

By Mr. Leak, H. B. 1504, S. B. 1023, bill to authorize

the Commissioners of Caswell County to levy a special tax, with a favorable recommendation.

H. B. 1530, S. B. 1026, bill to authorize the Commissioners of Transylvania County to levy a special tax, with a favorable recommendation.

H. B. 1385, S. B. 984, bill to allow the Commissioners of Nash County to levy a special tax, with a favorable recommendation.

H. B. 1136, S. B. 963, bill to authorize the Commissioners of Macon County to levy a special tax, with a favorable recommendation.

S. B. 1030, bill to enlarge and amend the charter of Scotland Neck, with a favorable recommendation.

H. B. 1512, S. B. 1025, bill to authorize the Commissioners of Franklin County to levy a special bridge tax, with a favorable recommendation.

S. B. 976, bill to amend the charter of the town of Wilson, with a favorable recommendation.

By Mr. Sugg, H. B. 1451, S. B. 928, bill to amend chapter 70, section 1, Laws of 1883, in relation to adding Sand Hill Township, in Lenoir County, to the present county territory, with a favorable recommendation, as amended.

By Mr. Leak, S. B. 945, bill to repeal chapter 128 of the Public Laws of 1870-'71, with a favorable recommendation.

By Mr. Smith, H. B. 1217, S. B. 1018, bill to amend the charter of the town of Littleton, with a favorable recommendation.

S. B. 1022, bill to extend the corporate limits of the town of Roanoke Rapids, with a favorable recommendation.

H. B. 927, S. B. 987, bill for the relief of certain taxpayers, with a favorable recommendation.

S. B. 981, bill to incorporate the Smithfield Fire Company, Smithfield, N. C., with a favorable recommendation.

S. B. 950, An act to amend an act, entitled An act to amend, revise and consolidate the charter of the city of Salis-

bury, ratified the 6th day of March, 1899, being chapter 186 of the Private Laws of 1899, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Henderson, S. B. 968, bill to incorporate the Southern States Trust Company, with a favorable recommendation.

By Mr. Morton, H. B. 1448, S. B. 1009, bill to amend chapter 175 of the Private Laws of 1852, entitled An act to incorporate the proprietors of the Wilmington Cemetery, with a favorable recommendation.

By Mr. Sugg, H. B. 1451, S. B. 1010, bill to incorporate the White Oak River and Onslow Tramway Company, with a favorable recommendation.

By Mr. Lindsay, S. B. 965, bill to incorporate Happy Home Christian Church, in Rockingham County, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Vann, S. B. 946, bill to repeal chapter 235, Public Laws of 1897, establishing a dispensary in Cumberland County, recommending it do not pass.

H. B. 1343, S. B. 925, bill to amend chapter 563, Public Laws of 1899, authorizing the Commissioners of Mecklenburg County to issue bonds to macadamize and improve the public roads thereof, reporting amendment and recommending passage of bill as amended.

By Mr. Brown, S. B. 756, bill to incorporate certain churches in Robeson County, with a favorable recommendation.

From the Committee on Insurance:

By Mr. Foy, H. B. 1012, S. B. 998, bill to amend chapter 54, Public Laws of 1899, Insurance Act of 1899, with a favorable recommendation.

By Mr. James, S. B. 947, bill to authorize the Secretary of State to return to insurance companies all the copies of their charters and by-laws deposited in obedience to Craig

Act, and to relieve said companies of all liabilities thereunder, with a favorable recommendation.

From the Committee on Pensions and Soldiers' Home:

By Mr. London, S. B. 537, bill to provide for the Soldiers' Home, reporting substitute and recommending adoption of the substitute.

Upon motion of Mr. London, the bill is made a special order for to-morrow.

Mr. Scott, for the Committee on Trustees of the University, reports nominations to fill vacancies on the Board of Trustees of the State University.

The report is made a special order for 12 o'clock to-day.

ENGROSSED BILLS.

Mr. Lindsay, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 633, H. B. 26, a bill to repeal chapter 100 Laws of 1889, chapter 277, Laws of 1895, and chapters 29 and 211, Laws 1899, relating to divorce. Amendments to S. B. 633 and H. B. 26.

S. B. 821, H. B. 1003, a bill to incorporate the French Broad and Southern Railway Company. Amendment to S. B. 821 and H. B. 1003.

S. B. 874, a bill to authorize the town of Edenton to issue bonds and levy a special tax.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 850, H. B. 1169, An act to prevent the manufacture or sale of spirituous liquors in Buncombe County, except in the incorporated towns and cities in said county.

S. B. 559, H. B. 380, An act to re-enact sections 2812, 2813 and 2814 of The Code, relating to stock law.

S. B. 804, H. B. 1497, An act to repeal S. B. 327, H. B.

333, of the Laws of 1901, relating to hunting and fishing in the county of Wilkes.

S. B. 272, H. B. 1492, An act to appoint C. A. Pitts a Justice of the Peace in Township No. 12, in Cabarrus County.

S. B. 923, H. B. 1605, An act to regulate the State printing.

S. B. 647, H. B. 539, An act for the protection of domestic animals in Yancey County from bears, wolves, panthers, wild cats, catamounts or coons.

S. B. 801, H. B. 766, An act for the relief of A. M. Jones, a public school teacher, of Ashe County.

S. B. 797, H. B. 488, An act to amend chapter four hundred and eighty-six (486) of the Public Laws of 1899, entitled An act in relation to the public school in the town of Pilot Mountain, N. C., and providing for the levying of a tax to support the same.

S. B. 993, H. B. 1531, An act to amend section seven hundred and seventy (770) of The Code, and to fix the compensation of the Treasurer of Mecklenburg County.

S. B. 789, H. B. 521, An act to pay a certain claim of Fred. P. Latham for services rendered the State in interest of the Shell-Fish Industry of North Carolina.

S. B. 686, H. B. 1368, An act in relation to the purchase of real estate by municipal corporations.

S. B. 725, H. B. 601, An act for the working of the public roads in Graham County and Clay County.

S. B. 935, H. B. 1358, An act to amend section 1717 of The Code of North Carolina.

S. B. 481, H. B. 992, An act to incorporate the town of Chockeyotte, in Halifax County.

S. B. 262, H. B. 151, An act to amend chapter 392, Public Laws of 1897, relating to the establishment of graded schools in the city of High Point.

S. B. 476, H. B. 991, An act to incorporate the town of Parkton, in the county of Robeson.

S. B. 750, H. B. 1493, An act to repeal chapter three hundred and forty-three of the Public Laws of 1899.

S. B. 914, H. B. 1643, An act for the better protection of wild fowls in Currituck Sound.

S. B. 478, H. B. 1100, An act to amend section two thousand one hundred and forty-eight (2148) of The Code, in regard to probate of wills.

S. B. 550, H. B. 995, An act to amend section nine hundred and twenty-six (926) of The Code of North Carolina.

S. B. 304, H. B. 860, An act to amend chapter 184, section 3, of the Public Laws of the session of 1870-'71.

S. B. 681, H. B. 1436, An act to incorporate the Charlotte, Monroe and Columbia Railroad Company.

S. B. 809, H. B. 1560, An act supplemental to an act entitled An act to prevent live stock from running at large in the counties of Watauga, Mitchell and Caldwell, ratified February the 18th, 1901.

S. B. 282, H. B. 125, An act to preserve and protect game and fish in the county of Rowan.

S. B. 239, H. B. 1489, An act to authorize the Seaboard Air Line Railway, successors to the Richmond, Petersburg and Carolina Railroad Company, to possess and exercise the powers conferred upon the latter road, and to authorize leases, purchases, sales or consolidations between it and other railroad or transportation companies.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 1096, S. B. 1033, bill to incorporate the Central Power Company. Referred to the Committee on Corporations.

H. B. 1005, S. B. 1034, bill to protect certain citizens of

Transylvania County, in regard to back taxes. Referred to the Committee on Propositions and Grievances.

H. B. 1001, S. B. 1035, bill to prohibit the sale of intoxicating liquors within two miles of the Thomasville Baptist Orphanage. Referred to the Committee on Propositions and Grievances.

H. B. 1077, S. B. 1036, bill to prevent felling timber in Tar River, Granville County. Referred to the Committee on Propositions and Grievances.

H. B. 1076, S. B. 1037, bill to prevent the unlawful killing of birds in Granville County. Referred to the Committee on Propositions and Grievances.

H. B. 1294, S. B. 1038, bill to change the line between Mayo and Price townships, Rockingham County. Referred to the Committee on Counties, Cities and Towns.

H. B. 1341, S. B. 1039, bill for the relief of Martin B. Williams, a public school teacher, of Sampson County. Referred to the Committee on Education.

H. B. 1037, S. B. 1040, bill to regulate stock law elections in Transylvania County. Referred to the Committee on Propositions and Grievances.

H. B. 1031, S. B. 1041, bill to amend chapter 107, Private Laws of 1891. Referred to the Judiciary Committee.

H. B. 1029, S. B. 1042, bill to increase the number of Commissioners for Robeson County. Referred to the Committee on Counties, Cities and Towns.

H. B. 1015, S. B. 1043, bill to drain and straighten Sandy Run Creek, in Cleveland County. Referred to the Committee on Counties, Cities and Towns.

H. B. 977, S. B. 1044, bill to amend the charter of the city of Hot Springs, in Madison County. Referred to the Committee on Counties, Cities and Towns.

H. B. 980, S. B. 1045, bill to appoint W. H. Abbott a Justice of the Peace for Camden County. Referred to the Committee on Justices of the Peace.

H. B. 962, S. B. 1046, bill to incorporate the Transylvania Railroad Company and to amend the charter of said company heretofore granted. Referred to the Committee on Railroads and Railroad Commission.

H. B. 1109, S. B. 1047, bill to amend the charter of the town of Winton. Referred to the Committee on Counties, Cities and Towns.

H. B. 1108, S. B. 1048, bill to authorize James T. Battle to peddle in Burke County without license. Referred to the Committee on Finance.

H. B. 1135, S. B. 1049, bill for the relief of certain teachers and the Treasurer of Craven County. Referred to the Committee on Education.

H. B. 1129, S. B. 1050, bill to authorize the Commissioners of McDowell County to redistrict the county into townships. Referred to the Committee on Counties, Cities and Towns.

H. B. 1114, S. B. 1051, bill for the relief of Clerk Superior Court of Montgomery County. Referred to the Committee on Counties, Cities and Towns.

H. B. 1157, S. B. 1052, bill to regulate the sale of intoxicating liquors in Macon County. Referred to the Committee on Propositions and Grievances.

H. B. 1139, S. B. 1053, bill to incorporate Theological Seminary, Ayden, N. C. Referred to the Committee on Education.

H. B. 1146, S. B. 1054, bill to incorporate the Bread-Winners' Mutual Benevolent Association. Referred to the Committee on Corporations.

H. B. 1153, S. B. 1055, bill to provide for stock law in a part of the township of Lillington, Harnett County. Referred to the Committee on Propositions and Grievances.

H. B. 937, S. B. 1056, bill to amend chapter 74, Laws of 1897, relating to the game law of Warren County. Referred to the Committee on Propositions and Grievances.

H. B. 260, S. B. 1057, bill to prevent the manufacture and sale of liquors in the county of Ashe. Referred to Committee on Propositions and Grievances.

H. B. 1464, S. B. 1058, bill to prohibit the manufacture or sale of liquors in Buncombe County. Referred to Committee on Propositions and Grievances.

H. B. 1613, S. B. 1059, bill to extend the stock law in Franklin County. Referred to Committee on Counties, Cities and Towns.

H. B. 1566, S. B. 1060, bill to amend the charter of the town of Selma, in Johnston County. Referred to Committee on Counties, Cities and Towns.

H. B. 1613, S. B. 1061, bill to compel attendance in the public schools in Mitchell County. Referred to Committee on Education.

H. B. 1621, S. B. 1062, bill to declare the North Carolina Talc and Mining Company a duly incorporated company and to ratify, confirm and amend its charter. Referred to Committee on Mining.

H. B. 1105, S. B. 1063, bill to amend and ratify the articles of agreement and charter of the W. T. Weaver Power Company. Referred to Committee on Corporations.

H. B. 1082, S. B. 1064, bill to secure better drainage of Big Long Creek, in Gaston County. Referred to Committee on Propositions and Grievances.

H. B. 1094, S. B. 1065, bill to extend the duration of the corporate existence of the Yadkinville Normal School, Yadkin County.

The bill is placed on the Calendar.

H. B. 1079, S. B. 1066, bill to incorporate the Clinton and Dunn Telephone Company. Referred to Committee on Corporations.

H. B. 1352, S. B. 1067, bill to prevent the entering of certain lands of Onslow County. Referred to Judiciary Committee.

H. B. 1061, S. B. 1068, bill to prevent the cutting of cherry timber in Graham County when the leaves are on the trees. Referred to Committee on Agriculture.

H. B. 1040, S. B. 1069, bill to incorporate the McTyerie M. E. Church, at Rougemont, N. C. Referred to Committee on Propositions and Grievances.

H. B. 1042, S. B. 1070, bill to incorporate the Winston Aid and Benevolent Association of North Carolina. Referred to Committee on Corporations.

H. B. 1200, S. B. 1071, bill to protect fish in certain streams in Yancey County. Referred to Committee on Propositions and Grievances.

H. B. 1321, S. B. 1072, bill to incorporate the Washington and Plymouth Railroad Company.

The bill is placed on the Calendar.

H. B. 940, S. B. 1073, bill to establish a new township in Madison County. Referred to Committee on Counties, Cities and Towns.

H. B. 957, S. B. 1074, bill for the relief of Miss Nellie Miller, a public school teacher, in Ashe County. Referred to Committee on Education.

H. B. 685, S. B. 1083, bill to regulate hunting and to protect game. Referred to Committee on Propositions and Grievances.

H. B. 1035, S. B. 1084, bill for the protection of fish in Henderson and Yancey counties. Referred to Committee on Propositions and Grievances.

H. B. 1331, S. B. 1085, bill to protect the birds in Cabarrus County. Referred to Committee on Propositions and Grievances.

H. B. 1413, S. B. 1086, bill to pay claim of $466.00 to John F. Foster for services rendered the State in the interest of the Shell-Fish Industry of North Carolina. Referred to Committee on Shell-Fish.

H. B. 1196, S. B. 1089, bill to increase the number of

County Commissioners of Gaston County. Referred to Committee on Counties, Cities and Towns.

H. B. 1403, S. B. 1090, bill to amend the charter of the town of Wadesboro, Anson County. Referred to Committee on Counties, Cities and Towns.

S. B. 463, H. B. 990, bill to incorporate the Farmers Bank, of LaGrange, with amendment of House of Representatives.

Upon motion of Mr. Warren, the House amendment is concurred in, and the bill is ordered enrolled.

S. B. 581, H. B. 1028, bill to permit P. E. Dancy, of Wilkes County, to sell and peddle medicine of his own manufacture without paying license, with amendment by House of Representatives.

Upon motion of Mr. Dula, the Senate concurs in the House amendment, and the bill is ordered enrolled.

Upon motion of Mr. Burroughs, he is given permission to withdraw.

S. B. 910, bill to amend chapter 342, Private Laws of 1893.

## PETITIONS.

Petitions are introduced and disposed of as follows:

By Mr. McIntyre, petition asking that Robert Dees, of Robeson County, be placed on the pension list. Referred to Committee on Pensions and Soldiers' Home.

By Mr. Broughton, petition of citizens of Little River Township, Wake County. Referred to Committee on Propositions and Grievances.

Petition of certain citizens of Wake, opposing being taken from Wake and placed in Durham County. Referred to Committee on Counties, Cities and Towns.

By Mr. Vann, petition of citizens from Chowan, relating to stock law. Referred to Committee on Propositions and Grievances.

By Mr. Alexander, petition of cigarette dealers, relating

to taxes on cigarette dealers. Referred to Committee on Finance.

By Mr. Henderson, petition in favor of bill to regulate and control the manufacture and sale of intoxicating liquors in the county of Rowan. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Woodard, S. B. 1076, bill to establish a normal school at Wilson. Referred to Committee on Education.

By Mr. Leak, S. B. 1077, bill to authorize the town of Laurinburg to vote on the question of electric light bonds. Referred to Committee on Counties, Cities and Towns.

By Mr. Glenn, S. B. 1078, bill to elect Justices of the Peace for Stokes County.

The bill is placed on the Calendar.

By Mr. Morrison, S. B. 1079, bill to authorize the town of Hamlet to issue bonds and levy a special tax for public school purposes. Referred to Committee on Counties, Cities and Towns.

By Mr. Sugg, S. B. 1080, bill to provide an additional Spring Term of the Superior Court of the county of Greene in the year 1901.

The bill is placed on the Calendar.

By Mr. Thomas, S. B. 1081, bill to amend the charter of the town of Thomasville, and to establish graded schools for said town.

The bill is placed on the Calendar.

By Mr. Henderson, S. B. 1082, bill to regulate and control the manufacture and sale of intoxicating liquors in Rowan County. Referred to Committee on Propositions and Grievances.

By Mr. Glenn, S. B. 1087, bill to authorize the electors of Guilford County to issue bonds for the purpose of improving the public roads and building highways in said county. Referred to Committee on Public Roads.

By Mr. Speight, S. B. 1088, bill to amend chapter 1, Public Laws of 1899.

The bill is placed on the Calendar.

By Mr. Travis, S. B. 1091, bill to incorporate the Atlantic and North Carolina Railway and Mining Company. Referred to Committee on Railroads and Railroad Commission.

By Mr. London, S. B. 1092, bill to amend section 2, Article 19, of the Constitution. Referred to Judiciary Committee.

By Mr. Scott, S. B. 1093, bill to incorporate the Durham and Raleigh Electric Railway Company. Referred to Committee on Corporations.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 983, H. B. 1295, bill to amend, revise and consolidate the charter of the town of Leaksville, in the county of Rockingham, and the amendment thereto, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Calvert, Candler, Crisp, Dula, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Miller of Caldwell, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—35.

Bill is ordered enrolled.

S. B. 893, H. B. 1264, bill to amend the charter of Ellenboro, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Burroughs, Calvert, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—34.

The bill is ordered enrolled.

S. B. 894, H. B. 1259, bill to authorize the Commissioners of Clay County to levy a special tax, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—37.

The bill is ordered enrolled.

S. B. 895, H. B. 1262, bill to authorize the city of Hickory to issue bonds, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—35.

The bill is ordered enrolled.

S. B. 880, H. B. 1085, bill to amend the charter of the town of Kinston, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Burroughs, Candler, Crisp, Dula, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Warren, Webb, Wood, Woodard—29.

The bill is ordered enrolled.

S. B. 897, H. B. 925, bill to incorporate the town of Lawrence, in the county of Edgecombe, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Buchanan, Burroughs, Calvert, Crisp, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—40.

The bill is ordered enrolled.

S. B. 820, H. B. 887, bill to provide for water-works and sewerage for the town of Elizabeth City, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Candler, Crisp, Foushee, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Vann, Woodard—30.

The bill is ordered enrolled.

S. B. 831, H. B. 1084, bill to authorize the town of Kinston, in Lenoir County, to issue school bonds, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McNeill, Michael, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—34.

The bill is ordered enrolled.

S. B. 852, H. B. 880, bill to amend chapter 251, Laws of 1889, as to the drainage of Mud Creek, in Henderson County, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—32.

Bill is ordered enrolled.

S. B. 853, H. B. 1142, bill to improve the public roads in South Point Township, in Gaston County, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Sugg, Thomas, Warren, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 864, bill to establish graded schools in the town of Edenton, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Robeson, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—36.

The bill is ordered engrossed.

S. B. 869, bill to amend chapter 215 of the Private Laws of 1899, in regard to the charter of the town of Lumberton, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—40.

The bill is ordered engrossed.

S. B. 865, bill to provide for working convicts in Mitchell County, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—40.

The bill is ordered engrossed.

S. B. 986, bill to allow the city of Salisbury to issue bonds for graded schools, and for other purposes, upon third reading.

The bill passes third reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard —39.

The bill is ordered engrossed.

S. B. 948, bill to allow the Board of County Commissioners of Watauga County to levy a special tax, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, London, Lindsay, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered engrossed.

S. B. 982, H. B. 1468, bill to provide for the working of the public roads and highways of Haywood County, and to levy a tax, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Buchanan, Burroughs, Calvert, Candler,

Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Pinnix, Robeson, Speight, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Webb, Woodard—36.

The bill is ordered enrolled.

S. B. 896, H. B. 1247, bill to authorize the Commissioners of Wake County to fund the floating debt of the county, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—40.

The bill is ordered enrolled.

S. B. 900, H. B. 1124, bill to incorporate the town of Angier, Harnett County, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—37.

The bill is ordered enrolled.

S. B. 901, H. B. 968, bill to fund the bonded indebtedness of Murfreesboro Township, in Hertford County, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Calvert, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Woodard—35.

Bill is ordered enrolled.

S. B. 902, H. B. 1192, bill to authorize the Board of Commissioners of Currituck County to levy a special tax, upon third reading.

The bill passes third reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—38.

The bill is ordered enrolled.

S. B. 903, H. B. 1132, bill to authorize the Commissioners of Northampton County to levy a special tax, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—34.

The bill is ordered enrolled.

S. B. 929, H. B. 971, bill to incorporate the Thomasville and Eldorado Railroad Company, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather Stringfield, Sugg, Thomas, Ward, Warren, Wood, Woodard—37.

The bill is ordered enrolled.

S. B. 931, H. B. 1359, bill to amend chapter 487 of the Public Laws of 1899, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Wood, Woodard—33.

Bill is ordered enrolled.

S. B. 879, H. B. 1004, bill to incorporate the town of Laxaway, in the county of Transylvania, N. C., upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Wood, Woodard—35.

Bill is ordered enrolled.

S. B. 912, bill to create a Road Commission for Union County, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Burroughs, Calvert, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—35.

Bill is ordered engrossed.

S. B. 835, H. B. 1206, bill to amend, revise and consolidate the statutes that constitute the charter of the city of Asheville, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Burroughs, Candler, Crisp, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Pinnix, Robeson, Scott, Smith, Stikeleather, Stringfield, Thomas, Vann, Ward, Warren, Wood, Woodard—35.

H. B. 919, S. B. 790, bill to amend the corporate limits of the town of Albemarle, Stanly County, upon second reading.

Upon motion of Mr. Aycock, the bill is laid over until tomorrow.

Upon motion of Mr. McIntyre, the rules are suspended and H. B. 1447, S. B. 941, bill to protect game in Mitchell County, is put upon its several readings.

Mr. McIntyre moves to amend,

Amend by striking out the word "Robeson" wherever it occurs.

The amendment is adopted.

Mr. Buchanan moves to amend,

"That this act shall only apply to Grassy Creek and Snow Creek townships, in Mitchell County."

The amendment is adopted.

The bill, as amended, passes second and third readings, and the amendments are ordered engrossed and sent to the House of Representatives for their concurrence.

Upon motion of Mr. Woodard, H. B. 1357, S. B. 1031, bill to provide a short form for agricultural liens and chattel mortgages, and to prescribe the fees for registering the same, is put upon its several readings.

The bill passes second reading.

S. B. 1000, bill to provide for the public school in the city of Burlington, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 973, bill to amend section 705 of The Code, with reference to special meetings of the Board of Commissioners of Durham County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 779, H. B. 1366, bill supplemental to An act to prevent persons from shooting from the bridges across the Neuse and Trent Rivers, in Craven County, ratified the 29th of January, 1901, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

S. B. 601, H. B. 1270, bill to prohibit the sale and manufacture of liquors in Madison County, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

S. B. 817, bill relating to highways, public roads, bridges, ferries and fords, upon second reading.

Mr. Alexander offers a substitute.

Mr. Morton offers an amendment.

Mr. Stringfield offers an amendment.

Upon motion of Mr. Woodard, the bill is referred to the Judiciary Committee.

SPECIAL ORDER—ELECTION OF TRUSTEES OF THE UNIVERSITY.

The election of Trustees of the University being a special order for this hour, Mr. Scott, for the Committee on Trustees of the University, makes the following nominations:

On behalf of the joint committees of the Senate and House of Representatives for the appointment of Trustees of the University of North Carolina, we nominate as Trustees for a term of eight years, expiring November 30, 1909, the following gentlemen:

L. J. Picot, of Warren County.
A. B. Andrews, of Wake County.
R. H. Battle, of Wake County.
J. S. Carr, of Durham County.
W. H. Day, of Wake County.
Warren G. Elliott, of New Hanover County.
A. W. Haywood, of Alamance County.
T. W. Mason, of Northampton County.
P. B. Means, of Cabarrus County.
Jas. Parker, of Gates County.
Platt D. Walker, of Mecklenburg County.
Augustus W. Graham, of Granville County.
Lee S. Overman, of Rowan County.
W. D. Pruden, of Chowan County.
Dan Hugh McLean, of Harnett County.
J. W. Wilson, of Burke County.
Julius Johnson, of Caswell County.
Josephus Daniels, of Wake County.
H. A. London, of Chatham County.
Jas. Sprunt, of New Hanover County.

The following-named gentlemen for the unexpired term ending November 30, 1903:

Francis D. Winston, of Bertie County, to succeed Francis D. Winston, resigned.

R. B. Creecy, of Pasquotank County, in place of E. A. White, deceased.

Geo. Rountree, of New Hanover, in place of J. B. Shulken.

E. M. Armfield, of Guilford County, in place of Jas. E. Boyd.

Chas. McNamee, of Buncombe County, in place of Jas. M. Moody.

Victor S. Bryant, of Durham County, in place of E. S. Blackburn.

Robert A. Johnston, of Richmond County, in place of C. A. Cook.

F. G. James, of Pitt County, in place of Harry Skinner.

The following gentleman for the unexpired term, ending November 30, 1907:

G. B. Patterson, of Robeson County, in place of H. C. Wall, deceased.

The following gentlemen for the unexpired term ending November 30, 1901:

Augutus Washington Graham, of Granville, to succeed Augustus Washington Graham, resigned.

Lee S. Overman, of Rowan, to succeed Lee S. Overman, resigned.

Mr. Smith nominates M. S. S. Holt, of Johnston County, for term ending November 30, 1909.

The President appoints Messrs. Scott and Smith tellers on the part of the Senate.

The roll of Senators is called.

The tellers on the part of the Senate and of the House of Representatives make the following report:

JOINT REPORT OF TELLERS.

We, the undersigned tellers on the part of the Senate and of the House of Representatives, in the matter of the election of Trustees of the University, by the Senate and House of Representatives, on the 27th day of February, 1901, make the following report:

FOR TERM EXPIRING NOVEMBER 30, 1909.

A. B. Andrews, of Wake County.
R. H. Battle, of Wake County.
J. S. Carr, of Durham County.
W. H. Day, of Wake County.
Warren G. Elliott, of New Hanover County.
A. W. Haywood, of Alamance County.
T. W. Mason, of Northampton County.
P. B. Means, of Cabarrus County.
James Parker, of Gates County.
Platt D. Walker, of Mecklenburg County.
Augustus W. Graham, of Granville County.
Lee S. Overman, of Rowan County.
W. D. Pruden, of Chowan County.
Dan Hugh McLean, of Harnett County.
J. W. Wilson, of Burke County.
Julius Johnston, of Caswell County.
Josephus Daniels, of Wake County.
H. A. London, of Chatham County.
L. J. Picot, of Warren County.
James Sprunt, of New Hanover County.

All the above-named gentlemen, except W. H. Day, received in the Senate thirty-eight votes. W. H. Day received thirty-six votes, and L. S. Holt, of Johnston County, received two votes.

All of the above-named gentlemen, except W. H. Day and A. W. Graham, received in the House of Representatives seventy-four votes.

W. H. Day received in the House of Representatives seventy-one votes.

A. W. Graham received in the House of Representatives seventy-three votes.

FOR TERM EXPIRING NOVEMBER 30, 1903.

Francis D. Winston, of Bertie County.
R. B. Creecy, of Pasquotank County.
Geo. Rountree, of New Hanover County.
E. M. Armfield, of Guilford County.
Charles McNamee, of Buncombe County.
Victor S. Bryant, of Durham County.
Robert A. Johnson, of Richmond County.
F. G. James, of Pitt County.

All of the above-named gentlemen received in the Senate 38 votes.

All of the above-named gentlemen, except Charles McNamee, received in the House of Representatives 74 votes.

Charles McNamee received in the House of Representatives 62 votes.

Rod McRae received in the House of Representatives 17 votes.

Hector McLean received in the House of Representatives 1 vote.

FOR THE UNEXPIRED TERM ENDING NOVEMBER 20, 1907.

G. B. Patterson, of Robeson County, received in the Senate 38 votes, and in the House of Representatives 73 votes

FOR THE UNEXPIRED TERM ENDING NOVEMBER 30, 1901.

Augustus Washington Graham, of Granville County, and Lee S. Overman, of Rowan County, received in the Senate 38 votes, and in the House of Representatives Augustus Wash-

ington Graham received 73 votes, and Lee S. Overman 74 votes.

R. W. Scott,
Allen K. Smith,
*Tellers on the Part of the Senate.*

C. M. Sheets,
A. A. F. Seawell,
*Tellers on the Part of the House of Representatives.*

S. B. 946, bill to repeal chapter 235, Public Laws of 1897, establishing a dispensary in Cumberland County, upon second reading.

Pending further consideration of this bill, the Senate, upon motion of Mr. Foushee, adjourns until 10 o'clock to-morrow.

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## FORTY-FOURTH DAY.

Senate Chamber, February 28, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Mr. Weaver.

Upon motion of Mr. Henderson, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Miller of Pamlico until Monday.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Wood, H. B. 1109, S. B. 1047, bill to amend the charter of the town of Winton, with a favorable recommendation.

H. B. 1566, S. B. 1060, bill to amend the charter of the

town of Selma, in Johnston County, with a favorable recommendation.

H. B. 1015, S. B. 1043, bill to drain and straighten Sandy Run Creek, in Cleveland County, with a favorable recommendation.

S. B. 972, bill to amend the Public Laws of 1893, in regard to Big Bridge Ferry, in New Hanover County, with a favorable recommendation.

By Mr. Sugg, H. B. 1114, S. B. 1051, bill for the relief of the Clerk of the Superior Court of Montgomery County, with a favorable recommendation.

H. B. 1513, S. B. 1059, bill to extend the stock law in Franklin County, with a favorable recommendation.

H. B. 940, S. B. 1073, bill to establish a new township in Madison County, with a favorable recommendation.

H. B. 1129, S. B. 1050, bill to authorize the Commissioners of McDowell County to redistrict the county into townships, with a favorable recommendation.

H. B. 1196, S. B. 1089, bill to increase the number of County Commissioners in Gaston County, with a favorable recommendation.

H. B. 1029, S. B. 1042, bill to increase the number of Commissioners for Robeson County, with a favorable recommendation.

H. B. 1294, S. B. 1038, bill to change the line between Mayo and Price townships, in Rockingham County, with a favorable recommendation.

H. B. 1403, S. B. 1090, bill to amend the charter of the town of Wadesboro, Anson County, with a favorable recommendation.

H. B. 997, S. B. 1044, bill to amend the charter of the city of Hot Springs, in the county of Madison, with a favorable recommendation.

H. B. 1178, S. B. 1015, bill to amend the charter of the town of Lenoir, in Caldwell County, with a favorable recommendation.

By Mr. Leak, S. B. 957, bill to authorize the town of Sanford to issue bonds for water-works and other purposes, with a favorable recommendation.

S. B. 958, bill to amend the charter of the town of Sanford, with a favorable recommendation.

From the Committee on Public Roads:

By Mr. Vann, S. B. 1075, bill to amend chapter 363, Laws 1889, relating to the public roads of Wake County, with a favorable recommendation.

S. B. 1087, bill to authorize the electors of Guilford County to issue bonds for the improvement of the public roads and building highways in said county, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Marshall, H. B. 1335, S. B. 996, bill to prevent the manufacture and sale of any spirituous or malt liquors in Yancey County, with a favorable recommendation.

H. B. 1331, S. B. 1085, bill to protect the birds in Cabarrus County, with a favorable recommendation.

By Mr. McNeill, H. B. 937, S. B. 1056, bill to amend chapter 74, Acts of 1897, relating to the game law of Warren County, with a favorable recommendation.

H. B. 1200, S. B. 1071, bill to protect fish in certain streams in Yancey County, with a favorable recommendation.

H. B. 1076, S. B. 1037, bill to prevent the unlawful killing of birds in Granville County, with a favorable recommendation.

H. B. 1082, S. B. 1064, bill to secure better drainage of Big Long Creek, in Gaston County, with a favorable recommendation.

H. B. 1153, S. B. 1055, bill to provide for stock law in a part of the township of Lillington, Harnett County, with a favorable recommendation.

By Mr. Robeson, H. B. 1077, S. B. 1036, bill to prevent felling timber in Tar River, Granville County, with a favorable recommendation.

H. B. 1005, S. B. 1034, bill for the protection of certain citizens of Transylvania County, in regard to back taxes, with a favorable recommendation.

S. B. 1001, bill to punish drunkenness as a misdemeanor at Haw River, in Alamance County, with a favorable recommendation.

By Mr. Broughton, H. B. 260, S. B. 1057, bill to prevent the manufacture and sale of any spirituous, vinous or malt liquors within the county of Ashe, with a favorable recommendation.

By Mr. Stringfield, H. B. 1058, S. B. 1006, bill to prohibit the manufacture and sale of liquors within three miles of Carolina Christian College and the Freewill Baptist Theological Seminary at Ayden, N. C., with a favorable recommendation.

H. B. 1001, S. B. 1035, bill to prohibit the sale of intoxicating liquors within two miles of the Thomasville Baptist Orphanage, with a favorable recommendation.

H. B. 319, S. B. 959, bill for the relief of T. P. Wilcox, ex-Sheriff of Pasquotank County, with a favorable recommendation.

By Mr. Brown, H. B. 718, S. B. 943, bill to prevent live stock from running at large in certain portions of Pitt County, and to consolidate and enlarge the stock law territory in said county, with a favorable recommendation.

H. B. 1473, S. B. 960, bill to establish a public ferry across Pee Dee or Yadkin River, between the counties of Montgomery and Stanly, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Warren, S. B. 816, bill for the relief of certain citizens of Surry County, with an unfavorable recommendation.

By Mr. Travis, S. B. 28, bill to repeal sections 2493 and 2494 of The Code, relating to due bills, notes, orders, tickets, certificates and obligations as substitutes for money, with an unfavorable recommendation.

S. B. 474, bill in relation to the Croatan Normal School, in Robeson County, with a favorable recommendation.

By Mr. Vann, H. B. 457, S. B. 796, bill to repeal chapter 191 of Public Laws of 1897, entitled An act to establish a dispensary at Waxhaw, Union County, with a favorable recommendation.

By Mr. Ward, H. B. 59, S. B. 1012, bill to correct State Grant, No. 479, with a favorable recommendation as amended.

By Mr. James, H. B. 1224, S. B. 1017, bill to repeal chapter 268, Public Laws of 1899, with a favorable recommendation.

H. B. 1066, S. B. 1014, bill to amend chapter 456 of the Public Laws of 1899, with a favorable recommendation.

From the Committee on Manufacturing:

By Mr. Candler, S. B. 553, bill to protect merchants and millers in North Carolina, with an unfavorable recommendation.

By Mr. Michael, H. B. 962, S. B. 1046, bill to incorporate the Transylvania Railroad Company, and to amend the charter of the said ompany heretofore granted, with a favorable recommendation.

From the Committee on Mining:

By Mr. Candler, H. B. 1621, S. B. 1062, bill to declare the North Carolina Talc and Mining Company a duly incorporated company, and to ratify, confirm and amend its charter, with a favorable recommendation.

From the Committee on Deaf, Dumb and Blind:

By Mr. Broughton, S. B. 557, bill to appropriate funds for the North Carolina School for the Deaf and Dumb, with a favorable recommendation.

Upon motion of Mr. Broughton, the bill is referred to Committee on Appropriations.

Upon motion of Mr. Broughton, S. B. 71, bill to establish the North Carolina Reform School, is referred to Committee on Appropriations.

From the Committee on Railroads and Railroad Commission:

By Mr. Morton, H. B. 422, S. B. 450, bill to incorporate the South and Western Railway Company, with a favorable recommendation as amended.

The bill is placed on the Calendar.

By Mr. Long, H. B. 1546, S. B. 1028, bill to incorporate the Raleigh and Virginia Railway Company, with a favorable recommendation.

S. B. 1091, bill to incorporate the Atlantic and Northwestern Railway and Mining Company, with a favorable recommendation.

ENGROSSED BILLS.

Mr. Crisp, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrosed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 948, bill to allow the Board of County Commissioners of Watauga County to levy a special tax.

S. B. 865, bill to provide for working convicts in Mitchell County.

S. B. 864, bill to establish graded schools in the town of Edenton.

S. B. 869, bill to amend chapter 215 of the Private Laws of 1899, in regard to the charter of the town of Lumberton.

S. B. 986, bill to allow the city of Salisbury to issue bonds for graded schools, and for other purposes.

S. B. 941, S. B. 1447, bill to protect game in Mitchell County. Amendments to H. B. 1447.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 483, H. B. 1023, An act to protect telephone lines.

S. B. 1011, H. B. 1667, An act to amend chapter 138 of the Private Laws of 1874 and 1875.

S. B. 901, H. B. 968, An act to fund the bonded indebtedness of Murfreesboro Township, in Hertford County.

S. B. 541, H. B. 1070, An act to establish a free ferry across the Cape Fear River at Elizabethtown.

S. B. 583, H. B. 1431, An act to prohibit the manufacture and sale of whiskey in Sampson County.

S. B. 547, H. B. 1158, An act to change dividing line between the 3d and 9th Townships of Craven County.

S. B. 931, H. B. 1359, An act to amend chapter 487 of the Public Laws of 1899.

S. B. 897, H. B. 925, An act to incorporate the Town of Lawrence, North Carolina.

S. B. 248, H. B. 984, An act to amend the charter of the Town of Smithfield, North Carolina.

S. B. 902, H. B. 1192, An act to authorize the Board of Commissioners of Currituck County to levy a special tax.

S. B. 581, H. B. 994, An act for the relief of William Gay, of Edgecombe County.

S. B. 894, H. B. 1259, An act to authorize the County of Clay to levy a special tax.

S. B. 477, H. B. 1154, An act to refund certain taxes in Chatham County.

S. B. 485, H. B. 1069, An act to allow the Sheriff of Rockingham County to pay J. M. Weatherly school claim.

S. B. 879, H. B. 1004, An act to incorporate the Town of Toxaway, in Transylvania County, N. C.

S. B. 903, H. B. 1132, An act to authorize the Commissioners of Northampton County to levy a special tax.

S. B. 895, H. B. 1262, An act to authorize the city of Hickory to issue bonds.

S. B. 601, H. B. 1270, An act prohibiting the sale or manufacture of liquors in Madison County.

S. B. 85, H. B. 364, An act relating to the form of acknowledgment of deeds by husband and wife in sec. 8, chapter 235, Public Laws of 1899.

S. B. 896, H. B. 1247, An act to authorize the Commissioners of Wake County to fund the floating debt of the County.

S. B. 584, H. B. 1208, An act to amend chapter 261, Public Laws of 1899, entitled an act to fix the fees of Register of Deeds for recording crop liens and chattel mortgages.

S. B. 820, H. B. 887, An act to provide for water-works and sewerage for the Town of Elizabeth City.

S. B. 852, H. B. 880, An act to amend chapter 251, Laws 1899, as to the drainage of Mud Creek, in Hendeson County.

S. B. 872, H. B. 1673, An act to incorporate the Piedmont Gun and Athletic Club.

S. B. 486, H. B. 1101, An act to establish graded schools in the Town of Selma.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 580, S. B. 1094, bill to amend the charter of the town of Hillsboro. Referred to Committee on Counties, Cities and Towns.

H. B. 1633, S. B. 1095, bill to incorporate the Raleigh and Cape Fear Railway Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 975, S. B. 1096, bill to survey and build a road from Laurel Springs, N. C., to Mulberry Gap. Referred to Committee on Railroads and Railroad Commission.

H. B. 935, S. B. 1097, bill to appoint a Board of School Directors for Wilkes County. Referred to Committee on Education.

H. B. 1050, S. B. 1098, bill for the relief of Henry Welsted, of Currituck County. Referred to Committee on Propositions and Grievances.

H. B. 1653, S. B. 1099, bill to amend chapter 65, Private Laws of 1895, changing the name of Wake Banking Company to Carolina Trust Company, and giving two years in which to organize. Referred to Committee on Corporations.

H. B. 1059, S. B. 1100, bill to establish stock law in certain portions of Pitt County. Referred to Committee on Propositions and Grievances.

H. B. 1638, S. B. 539, bill to amend chapter 198, Laws of 1899, in relation to pensions. The bill is placed on the Calendar.

H. B. 1692, S. B. 1111, bill to prohibit the manufacture of spirituous and malt liquors, and to prohibit the sale of all intoxicating liquors in Pender County. Referred to Committee on Propositions and Grievances.

H. B. 1612, S. B. 1112, bill authorizing the Commissioners of Yadkin County, N. C., to sell the old jail site. Referred to Committee on Counties, Cities and Towns.

H. B. 1422, S. B. 1113, bill to protect game in Cleveland County. Referred to Committee on Propositions and Grievances.

H. B. 631, S. B. 1114, bill to incorporate the Bank of Youngsville. Referred to Committee on Banks and Currency.

H. B. 1423, S. B. 1115, bill to place certain portions of Cleveland and Burke counties under the stock law. Referred to Committee on Propositions and Grievances.

H. B. 1328, S. B. 1116, bill to amend chapter 105, Laws of 1846, and chapter ...., Laws of 1883, relating to Caldwell and Watauga turnpike roads. Referred to Committee on Public Roads.

H. B. 1729, S. B. 1117, bill to pay certain claims against the Shell-Fish Industry of North Carolina. The bill is placed on the Calendar.

H. B. 1415, S. B. 1118, bill to prevent fishing for perch with seines or nets in certain parts of New River, in Onslow County. Referred to Committee on Propositions and Grievances.

H. B. 1424, S. B. 1119, bill to authorize the Treasurer of Cleveland County to pay certain school claims. Referred to Committee on Education.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. London, communication and petition from G. C. McBane and James G. Braxter. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

By Mr. Burroughs, S. B. 1101, bill to amend chapter 245, Private Laws of 1899, incorporating the Southern Trust and Guarantee Company. Referred to Committee on Corporations.

By Mr. Glenn, S. B. 1102, bill to regulate the employment of counsel by State Institutions. Referred to Judiciary Committee.

By Mr. Travis, S. B. 1103, bill changing the time of holding Superior Court of Halifax County. The bill is placed on the Calendar.

By Mr. Henderson, S. B. 1104, bill to incorporate the Salisbury Loan and Trust Company. The bill is placed on the Calendar.

By Mr. Speight, S. B. 1105, bill to refund certain bonded indebtedness of the town of Tarboro. The bill is placed on the Calendar.

S. B. 1106, bill to condemn land for a water supply for the State Hospital at Morganton. Referred to Judiciary Committee.

By Mr. Aycock, S. B. 1107, bill to pay indebtedness and

provide necessary improvements at the State Normal and Industrial College. Referred to Committee on Appropriations.

By Mr. Gudger, S. B. 1108, bill to amend chapter 196 Public Laws of 1897. The bill is placed on the Calendar.

By Mr. McIntyre (by request), S. B. 1109, bill requiring railroads to equip their flat-cars for shipping lumber with standards and chains. Referred to Committee on Railroads and Railroad Commission.

By Mr. Aycock, S. B. 1110, bill to amend the charter of the city of Goldsboro, and to revise and consolidate the laws in relation to said city. The bill is placed on the Calendar.

By Mr. Vann (by request), S. B. 1121, bill to incorporate the Carolina Benevolent Association. Referred to Committee on Corporations.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B 450, H. B. 422, bill to incorporate the South and Western Railway Company, upon third reading.

Amendment reported by committee adopted.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs, Aycock, Bray, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Leak, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Warren, Webb, Woodard—36.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 835, H. B. 1206, bill to amend, revise and consolidate the statutes that constitute the charter of the city of Asheville, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Candler, Crisp, Dula, Foy, Gudger, Henderson, James, Justice, Leak, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—34.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1081, bill to amend the charter of the town of Thomasville, and to establish graded schools for said town, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Smith, Stringfield, Sugg, Thomas,Travis, Vann, Ward, Warren, Webbb, Wood, Woodard—33.

S. B. 887, H. B. 795, bill to establish a dispensary for the town of Winton, upon second reading.

Amendment reported by committee is adopted.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Calvert, Candler, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Stikeleather, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—31.

S. B. 1023, H. B. 1504, bill to authorize the Commissioners of Caswell County to levy a special tax, upon second reading.

The bill passes sceond reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Candler. Crisp, Currie, Foy, Glenn, Henderson, James, Justice, Leak, London, McIntyre, McNeill, Michael, Morton, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann,Wood, Woodard—29.

S. B. 1030, bill to enlarge and amend the charter of Scotland Neck, upon second reading.

The bill passes sceond reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Buchanan, Burroughs, Candler, Henderson, James, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—33.

S. B. 1087, bill authorizing the electors of Guilford County to issue bonds for the purpose of improving the public roads and buildings in said county, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Foy, Glenn, Henderson, James, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Webb, Woodard—32.

S. B. 1025, H. B. 1512, bill to authorize the Commissioners of Franklin County to levy a special bridge tax, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander,

Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, London, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—39.

S. B. 927, H. B. 340, bill to incorporate Asheville and Weaverville Railway and Power Company, of Buncombe County, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—41.

S. B. 976, bill to amend the charter of the town of Wilson, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—42.

S. B. 1020, bill to prevent live stock from running at large in certain parts of Wayne County, upon second reading

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, McIntyre, McNeill, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—34.

S. B. 790, H. B. 919, bill to amend the corporate limits of the town of Albemarle, Stanly County, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, Lindsay, London, Long, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Wood, Woodard—32.

S. B. 928, H. B. 1451, bill to amend chapter 70, section 1, Laws of 1883, in relation to adding Sand Hill, part of Southwest Township, in Lenoir County, to the present county territory, upon second reading.

Amendment reported by committee is adopted.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, Justice, Leak, Lindsay, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Speight, Ward, Webb, Wood—27.

S. B. 925, H. B. 1343, bill to amend chapter 563 of the Public Laws of 1899, authorizing the Commissioners of Mecklenburg County to issue bonds to macadamize and improve the public roads thereof, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Burroughs, Calvert, Candler,

Crisp, Dula, Foy, Henderson, James, Leak, Lindsay, London, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Sugg, Thomas, Ward, Webb, Wood—32.

S. B. 950, An act to amend an act entitled An act to amend, revise and consolidate the charter of the city of Salisbury, ratified the 6th day of March, 1899, being chapter 186 of the Private Laws of 1899, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Wood, Woodard—35.

S. B. 961, H. B. 876, bill to establish a graded school at Marion, N. C., upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McNeill, Michael, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Wood, Woodard—34.

S. B. 1026, H. B. 1530, bill to authorize the Commissioners of Transylvania County to levy a special tax, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Hender-

son, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McNeill, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Sugg, Thomas, Webb, Wood, Woodard—36.

S. B. 963, H. B. 1136, bill to authorize the Commissioners of Macon County to levy a special tax, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McNeill, Miller of Caldwell, Morton, Robeson, Speight, Stikeleather, Stringfield, Sugg, Warren, Webb, Wood, Woodard—31.

S. B. 984, H. B. 1385, bill to allow the Commissioners of Nash County to levy a special tax, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, London, Marshall, McAllister, McNeill, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 1018, H. B. 1217, bill to amend the charter of the town of Littleton, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 537, bill to provide for the Soldiers' Home, upon second reading.

Upon motion of Mr. Henderson, this bill is laid over until 12:30 o'clock.

H. B. 1357, S. B. 1031, bill to provide a short form for agricultural liens and chattel mortgages, and to provide the fees for registering the same, upon third reading.

Bill passes third reading, and is ordered enrolled.

S. B. 754, bill to establish a prison parole commission, upon third reading.

Bill passes third reading, and is ordered engrossed.

S. B. 1004, bill to establish a stock law in certain parts of Wayne County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

Upon request of Mr. Aycock, he is allowed to withdraw S. B. 758, bill to amend the charter of the city of Goldsboro, and to revise and consolidate the laws in relation to said city.

S. R. 66, resolution authorizing the payment to Mrs. Cynthia Watson, of her pension for the year 1890, upon second reading.

Resolution passes second and third readings, and is ordered engrossed.

H. B. 45, S. B. 202, bill to permit the Commissioners of New Hanover County to sell the old court-house and lot, upon second reading.

Mr. Morton offers an amendment, which is adopted, and the bill, as amended, passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 541, S. B. 527, bill to confer police powers on Deputy Sheriffs, and for protection of persons and property in a certain section of Catawba County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 927, S. B. 987, bill for the relief of certain taxpayers, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 543, bill relating to the State Library, upon second reading.

The committee reports a substitute and recommends that it do pass.

The substitute is adopted.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. Henderson, H. B. 1653, S. B. 1099, bill to amend chapter 65, Private Laws of 1895, changing the name of Wake Banking Company to Carolina Trust Company, and giving two years in which to organize, is placed on its immediate passage.

The bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Leak, S. B. 1079, bill to authorize the town of Hamlet to issue bonds and levy a special tax for public school purposes, is taken from the Committee on Counties, Cities and Towns, and referred to the Committee on Education.

S. B. 537, bill to provide for the Soldiers' Home, upon second reading.

The substitute reported by the committee is adopted.

Mr. Woodard calls for the ayes and noes.

Call sustained.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morrison, Morton,

Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard —41.

The bill passes third reading, and is ordered sent to the House of Representatives without engrossment.

S. B. 946, bill to repeal chapter 235, Public Laws of 1897, establishing a dispensary in Cumberland County, upon second reading.

Mr. Webb offers a substitute for the bill.

Upon the adoption of the substitute, Mr. Webb calls for the ayes and noes.

The call is sustained.

The substitute is lost.

Messrs. Glenn, Webb and Gudger give notice that they desire to explain their votes.

The votes of Mr. Burroughs and Mr. Scott are paired, Mr. Burroughs voting aye, and Mr. Scott no.

The votes of Mr. Miller of Pamlico and Mr. McIntosh are paired.

The bill passes second and third readings, and is ordered engrossed.

Upon motion of Mr. Speight, the Senate adjourns until tomorrow at 10 o'clock.

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## FORTY-FIFTH DAY.

SENATE CHAMBER, March 1, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. A. W. Curtis.

Upon motion of Mr. Henderson, reading of the Journal of yesterday is dispensed with, and the same stands approved.

Upon motion of Mr. Travis, the courtesies of the floor are extended to ex-Senator Fields, of Alleghany County.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 849, S. B. 1128, bill to improve and preserve the public roads of Charlotte Township, Mecklenburg County.

Placed on Calendar.

H. B. 1629, S. B. 1129, bill concerning hunting in Surry County. Referred to the Committee on Propositions and Grievances.

H. B. 1762, S. B. 1130, bill to repeal chapter 34 of the Private Laws of 1893, incorporating the town of Inanda, in Buncombe County. Referred to the Committee on Counties, Cities and Towns.

H. B. 1397, S. B. 1131, bill to incorporate the Bank of Benson. Referred to the Committee on Banks and Currency.

H. B. 1195, S. B. 1143, bill to amend the charter of the town of Mt. Holly, in Gaston County. Referred to Committee on Counties, Cities and Towns.

H. B. 301, S. B. 1144, resolution requesting the North Carolina Senators and Representatives in Congress to secure the appropriation of $2,000.00 to erect a monument to the Indian Chief Junaluska.

The bill is placed on the Calendar.

H. B. 782, S. B. 1145, bill to prohibit the sale and manufacture of spirituous liquors in Duplin County. Referred to Committee on Propositions and Grievances.

H. B. 965, S. B. 1146, bill to authorize the Treasurer of Cherokee County to pay E. M. Deaver $9.80. Referred to Committee on Counties, Cities and Towns.

H. B. 1006, S. B. 1147, bill to regulate hunting in Transylvania County. Referred to Committee on Propositions and Grievances.

H. B. 1253, S. B. 1148, bill to regulate the meeting of the Board of Commissioners of Edgecombe County, and to provide adequate compensation for chairman of said board. Referred to Committee on Counties, Cities and Towns.

H. B. 1107, S. B. 1149, bill to incorporate the James Sprunt Institute, of Duplin County. Referred to Committee on Education.

H. B. 1128, S. B. 1166, bill to amend chapter 194, Private Laws of 1897, relative to the charter of the town of Southern Pines. Referred to Judiciary Committee.

H. B. 1170, S. B. 1167, bill to amend the charter of the town of Winston. Referred to Committee on Counties, Cities and Towns.

H. B. 1221, S. B. 1168, bill to amend chapter 360, Laws of 1897, in regard to impounding live stock in Vance County. Referred to Judiciary Committee.

H. B. 1254, S. B. 1169, bill to incorporate the North State Mining Company. Referred to Committee on Mining.

H. B. 1092, S. B. 1170, bill to relieve certain citizens of Forsyth County from a special tax. Referred to Judiciary Committee.

H. B. 1808, S. B. 1171, bill to amend the charter of the town of Rocky Mount, N. C. Referred to Committee on Counties, Cities and Towns.

H. B. 1353, S. B. 1172, bill to protect the owners of boats, ships and nets. Referred to Committee on Propositions and Grievances.

H. B. 1472, S. B. 1173, bill to prevent manufacture and sale of liquors within two miles of Bethel Church, in Pitt County. Referred to Committee on Propositions and Grievances.

H. B. 1758, S. B. 1174, bill to amend chapter 581, Acts of 1899, relative to the road laws of River Township, in Warren County. Referred to Committee on Public Roads.

H. B. 730, S. B. 1175, bill to amend chapter 80, Private Laws of 1897. Referred to Judiciary Committee.

H. B. 955, S. B. 1176, bill to incorporate the town of Woodside, in Rowan County. Referred to Committee on Corporations.

H. B. 893, S. B. 1177, bill to validate the registration of certain conveyances. Referred to Judiciary Committee.

H. B. 1769, S. B. 1178, bill to amend chapter 581, Public Laws of 1899, for working public roads in Alamance County.

The bill is placed on the Calendar.

H. B. 1150, S. B. 1179, bill to allow Trustees of Belvidere (Colored) School-House, Randolph County, to make a title to said house and lot. Referred to Judiciary Committee.

H. B. 1728, S. B. 1180, bill supplemental to an act entitled An act to authorize the Commissioners of Harnett County to issue bonds to build a bridge across Cape Fear River. Referred to Committee on Propositions and Grievances.

H. B. 1689, S. B. 1181, bill to improve the public roads in the county of McDowell. Referred to the Committee on Public Roads.

H. B. 1688, S. B. 1182, bill to authorize the Commissioners of the city of Durham, N. C., to issue bonds. Referred to the Committee on Counties, Cities and Towns.

H. B. 1503, S. B. 1183, bill to authorize the Commissioners of Duplin County to sell the Home for Aged and Infirm and other public grounds. Referred to the Committee on Counties, Cities and Towns.

H. B. 497, S. B. 1123, bill to amend chapter 142, Private Laws of 1897. Referred to Judiciary Committee.

H. B. 483, S. B. 1124, bill to remove the county seat of Jackson County from the town of Webster to the town of Sylva.

The bill is placed on the Calendar.

H. B. 1669, S. B. 1125, bill to authorize the Commissioners of Scotland County to issue bonds. Referred to Committee on Counties, Cities and Towns.

H. B. 1666, S. B. 1126, bill to authorize Jackson County to issue bonds for the construction or aiding in the construc-

tion of a railroad to or by the town of Webster, in Jackson County.

The bill is placed on the Calendar.

H. B. 1661, S. B. 1127, bill to authorize the town of Mooresville to issue bonds for improvements, said bond issue to be ratified by the qualified voters of said town before going into effect.

The bill is placed on the Calendar.

H. B. 1751, S. B. 1132, bill to incorporate the Kinston Savings and Trust Company. Referred to Committee on Corporations.

H. B. 1377, S. B. 1133, bill to establish a new court-house for Forsyth County. Referred to Committee on Counties, Cities and Towns.

H. B. 1697, S. B. 1134, bill to amend chapter 162, Public Laws of 1895, in so far as it applies to Beaufort County. Referred to Committee on Counties, Cities and Towns.

H. B. 1263, S. B. 1135, bill to prohibit hunting without permission on lands of another in Rutherford County. Referred to Committee on Propositions and Grievances.

H. B. 1476, S. B. 1136, bill to prevent the obstruction of Upper Little River, in Caldwell County, by cutting timber, etc. Referred to Committee on Propositions and Grievances.

H. B. 1375, S. B. 1137, bill to incorporate the Citizens Savings Bank, of Kinston, N. C. Referred to Committee on Banks and Currency.

H. B. 1205, S. B. 1138, bill in relation to the public schools in the city of Asheville. Referred to Committee on Education.

H. B. 1585, S. B. 1139, bill to amend chapter 30, Laws of 1813. Referred to the Judiciary Committee.

H. B. 1696, S. B. 1140, bill to amend section 2015, Vol. 1, of The Code. Referred to Judiciary Committee.

H. B. 461, S. B. 1141, bill to amend section 3422 of The Code, in regard to using fish-traps in Neuse River. Referred to Committee on Propositions and Grievances.

H. B. 1257, S. B. 1142, bill to incorporate the Yadkin Valley Institute, in Yadkin County. Referred to Committee on Education.

H. B. 1195, S. B. 1143, bill to amend the charter of the town of Mt. Holly, in Gaston County. Referred to Committee on Counties, Cities and Towns.

H. B. 904, S. B. 395, bill to authorize the city of Raleigh to issue bonds for public improvements and to levy a special tax. Amended.

The bill is placed on the Calendar.

S. B. 715, H. B. 1442, bill to establish a State Board of Embalming. Amended.

The bill is placed on the Calendar.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, H. B. 1058, S. B. 1006, bill to prohibit the manufacture and sale of liquors within three miles of Carolina Christian College and the Freewill Baptist Theological Seminary at Ayden, N. C., reporting substitute and recommending adoption of the substitute.

H. B. 1037, S. B. 1040, bill to regulate stock law elections in Transylvania County, reporting amendment and recommending adoption of bill with amendment.

From the Committee on Education:

By Mr. McIntyre, S. B. 253, bill to equalize the apportionment of the school funds of Rutherford County for the year 1902, with a favorable recommendation.

S. B. 218, bill to pay H. C. Elliott a certain school claim, with a favorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Smith, H. B. 1612, S. B. 1112, bill authorizing the Commissioners of Yadkin County, North Carolina, to sell the old jail site, with a favorable recommendation.

By Mr. Sugg, H. B. 580, S. B. 1094, bill to amend the charter of the town of Hillsboro, with a favorable recommendation.

By Mr. Wood, S. B. 1077, bill to authorize the town of Laurinburg to vote on the question of electric light bonds, with a favorable recommendation.

From the Committee on Insurance:

By Mr. Travis, S. B. 768, bill to incorporate the Farmers Mutual Fire Insurance Association, of Edgecombe County, with a favorable recommendation, as amended.

ENGROSSED BILLS.

Mr. Gudger, Jr., from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 928, H. B. 1451, a bill to amend chapter 70, section 1, Laws of 1883, in relation to adding Sand Hill, part of Southwest and Neuse townships, in Lenoir County, to the present county territory. Amendment to H. B. 1451.

Mr. Burroughs, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 946, a bill to repeal chapter 235, of the Public Laws of 1897, establishing a dispensary in Cumberland County.

S. B. 754, a bill to establish a prison parole commission.

S. R. 66, a joint resolution authorizing the payment to Mrs. Cynthia Watson of her pension for the year 1890.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 779, H. B. 1366, An act supplemental to an act entitled An act to prevent persons from fishing and shooting from the bridges across the Neuse and Trent rivers, in Craven County, ratified the 29th day of January, 1901.

S. B. 775, H. B. 1552, An act to establish a graded school at Smithfield, Johnston County, North Carolina.

S. B. 987, H. B. 927, An act for the relief of certain taxpayers.

S. B. 765, H. B. 1496, An act to establish supplemental school district No. 3, Chadbourn Township, in Columbus County.

S. B. 463, H. B. 990, An act to incorporate the Farmers Bank, of LaGrange.

S. B. 877, H. B. 1642, An act to authorize the Board of Commissioners of Madison County to levy a special tax.

S. B. 581, H. B. 1028, An act to permit P. E. Dancy, of Wilkes County, to sell and peddle medicines of his own manufacture without paying any taxes.

S. B. 599, H. B. 1361, An act to amend chapter 581 of the Public Laws of 1899, and to consolidate the Road Fund of the county of Durham.

S. B. 50, H. B. 1271, An act to establish South Williams Township, in Columbus County.

S. B. 853, H. B. 1142, An act to improve the public roads in South Point Township, in Gaston County.

S. B. 831, H. B. 1084, An act to authorize the town of Kinston to issue school bonds.

S. B. 701, H. B. 270, An act to pay jurors who are drawn on special *venires* in Madison County.

S. B. 1000, H. B. 1786, An act to provide for the public schools in the city of Burlington, Alamance County.

S. R. 806, H. R. 1736, resolution for pension warrant to Mary Ann Barnhardt, of Cabarrus County.

S. B. 973, H. B. 1785, An act to amend section 706, chap-

ter 17, of The Code of North Carolina, with reference to special meetings of the Board of Commissioners for the county of Durham.

S. B. 527, H. B. 541, An act to confer police power on Deputy Sheriffs and for protection of persons and property in a certain section of Catawba County.

S. B. 546, H. B. 1027, An act to incorporate the Greenville Banking and Trust Company.

S. B. 929, H. B. 971, An act to incorporate the Thomasville and Eldorado Railroad Company.

S. B. 1031, H. B. 1357, An act to provide a short form for agricultural liens and chattel mortgages, and to prescribe the fees for registering the same.

S. B. 763, H. B. 1596, An act to amend chapter 639, section 3, of the Public Laws of 1899.

S. R. 588, H. R. 1209, joint resolution paying W. W. Stringfield and John W. Stamey expenses of contest.

S. B. 983, H. B. 1295, An act to amend, revise and consolidate the charter of the town of Leaksville, in the county of Rockingham, and the amendment thereto.

S. B. 757, H. B. 1494, An act to issue bonds for road improvements in New Hanover County.

S. B. 508, H. B. 1025, An act to amend chapter 78, Private Laws of North Carolina 1899, to incorporate the town of Southport.

S. B. 900, H. B. 1124, An act to incorporate the town of Angier.

S. B. 982, H. B. 1468, An act to provide for the working of the public roads and highways of Haywood County.

S. B. 880, H. B. 1085, An act to amend chapter 180 of Private Laws of 1899, being An act to amend the charter of the town of Kinston, in the county of Lenoir, North Carolina.

S. B. 1099, H. B. 1653, An act to amend chapter 65 of the Private Laws of 1895.

S. B. 600, H. B. 1277, An act to amend the charter of the city of Durham.

S. B. 790, H. B. 919, An act to amend the charter of the town of Albemarle, Stanly County.

S. B. 692, H. B. 1550, An act to amend the charter of the town of Mount Pleasant, Cabarrus County.

S. R. 753, H. R. 1733, joint resolution to pay expenses of committee who visited the Eastern Hospital at Goldsboro.

S. B. 589, H. B. 1210, An act to change the name of the town of Saul's Cross-Roads to Eureka.

Upon motion of Mr. Alexander, S. B. 817, bill relating to highways, public roads, bridges, ferries and fords, is taken from the Judiciary Committee and placed on the Calendar.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Speight, petition to examine a Board of Examiners for Barbers. Referred to Judiciary Committee.

Petition in regard to tax on cigarettes. Referred to Committee on Finance.

By Mr. Henderson, petition of the citizens of the city of Salisbury against the issue of $90,000 in bonds. Referred to Committee on Counties, Cities and Towns.

Petitions of citizens of the city of Salisbury in favor of the issue of $90,000 in bonds, and for amendment to charter of said city as proposed by Board of Aldermen. Referred to Committee on Counties, Cities and Towns.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Smith, S. B. 1150, bill to amend the stock law in Johnston County. Referred to Committee on Propositions and Grievances.

By Mr. McIntyre, S. B. 1151, bill to appoint Justices of the Peace for Robeson County.

The bill is placed on the Calendar.

By Mr. Broughton, S. B. 1152, bill to improve the quality of field and garden seeds in North Carolina, and to prevent fraud upon purchasers of such seeds. Referred to Committee on Agriculture.

By Mr. Marshall, S. B. 1153, bill to revise, amend and consolidate the election laws of North Carolina. Referred to Committee on Election Laws.

By Mr. Michael, S. B. 1154, bill to repeal chapter 567, Public Laws of 1899, relating to county line in Alleghany County. Referred to Committee on Counties, Cities and Towns.

By Mr. Wood, S. B. 1155, bill to prohibit the manufacture or sale of liquors within certain townships in Randolph County.

The bill is placed on the Calendar.

By Mr. Buchanan, S. B. 1156, bill to increase the pension of James Buchanan, of Mitchell County. Referred to Committee on Pensions and Soldiers' Home.

By Mr. James, S. B. 1157, bill to incorporate Greenville Lodge, No. 284, Ancient, Free and Accepted Masons, in the town of Greenville, N. C.

The bill is placed on the Calendar.

By Mr. Arrington, S. B. 1158, bill to amend section 1816 of The Code. Referred to Judiciary Committee.

By Mr. Webb, S. B. 159, bill to incorporate the Elkin and Alleghany Railway and Power Company.

The bill is placed on the Calendar.

By Mr. Justice, S. B. 1160, bill to amend chapter 410, Acts of 1897.

The bill is placed on the Calendar.

By Mr. Henderson, S. B. 1164, bill to amend the charter of the city of Salisbury, and for other purposes.

The bill is placed on the Calendar.

S. B. 1163, bill to authorize the city of Salisbury to issue bonds for street improvements. Referred to Committee on Counties, Cities and Towns.

By Mr. Ward, S. B. 1162, bill to authorize the levy of a fence tax in a stock law territory in Beaufort County.

The bill is placed on the Calendar.

By Mr. Aycock, S. B. 1161, bill to establish a new township in Wayne County, to be known as Buck Swamp Township.

The bill is placed on the Calendar.

By Mr. Morton, S. B. 1165, bill to cede to the United States of America certain lands upon conditions therein named.

The bill is placed on the Calendar.

By Mr. Ward, S. B. 1184, bill to encourage the establishment of libraries in the public schools of the rural districts. Referred to Committee on Education.

By Mr. Justice, S. B. 1185, bill to allow Owens precinct to elect a Magistrate and Constable.

The bill is placed on the Calendar.

By Mr. Aycock, S. B. 1186, bill to regulate the stock law in Wayne County.

The bill is placed on the Calendar.

By Mr. Gudger, S. B. 1187, bill to incorporate the Board of Trade for the city of Asheville.

The bill is placed on the Calendar.

### THE CALENDAR.

Bills and resolutions are taken up and disposed of as follows:

S. B. 887, H. B. 795, bill to establish a dispensary for the town of Winton, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Buchanan, Burroughs, Calvert, Dula, Glenn, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, Miller of Caldwell, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard—30.

The bill is ordered enrolled.

S. B. 790, H. B. 919, bill to amend the corporate limits of the town of Albemarle, Stanly County, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Glenn, James, Justice, London, Marshall, McAllister, McIntosh, Miller of Caldwell, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Warren, Wood, Woodard—28.

Bill is ordered enrolled.

S. B. 925, H. B. 1343, bill to amend chapter 563 of the Public Laws of 1899, authorizing the Commissioners of Mecklenburg County to issue bonds to macadamize and improve the public roads thereof, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Justice, Leak, London, Marshall, McAllister, McIntosh, McIntyre, Morton, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Warren, Webb, Wood, Woodard—31.

Bill is ordered enrolled.

S. B. 927, H. B. 340, bill to incorporate the Asheville and Weaverville Railway and Power Company, of Buncombe County, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Leak, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Warren, Webb, Wood, Woodard—31.

Bill is ordered enrolled.

S. B. 950, An act to amend an act entitled An act to amend, revise and consolidate the charter of the city of Salisbury, ratified the 6th day of March, 1899, being chapter 186, Private Laws of 1899, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stringfield, Sugg, Thomas, Warren, Webb, Wood, Woodard—33.

Bill is ordered engrossed.

S. B. 961, H. B. 876, bill to establish a graded school at Marion, N. C., upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Justice, Leak, Lindsay, London, Marshall McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Webb, Wood, Woodard —33.

Bill is ordered enrolled.

S. B. 963, H. B. 1136, bill to authorize the Commissioners of Macon County to levy a special tax, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Burroughs, Candler, Crisp, Dula, Foy, Glenn, Henderson, James, Leak, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Webb, Wood, Woodard—29.

Bill is ordered enrolled.

S. B. 976, bill to amend the charter of the town of Wilson, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Buchanan, Burroughs, Crisp, Dula, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Marshall, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Wood, Woodard—28.

Bill is ordered sent to the House of Representatives without engrossment.

S. B. 984, H. B. 1385, bill to allow the Commissioners of Nash County to levy a special tax, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Henderson, James, Justice, Leak, Lindsay, London, McAllister, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Webb, Wood, Woodard—30.

Bill is ordered enrolled.

S. B. 928, H. B. 1451, bill to amend chapter 70, section 1, Laws of 1883, in relation to adding Sand Hill, part of Southwest Township, in Lenoir County, to the present county territory, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, James, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Warren, Webb, Woodard—32.

Bill is ordered enrolled.

S. B. 1018, H. B. 1217, bill to amend the charter of the town of Littleton, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Brown, Buchanan, Candler, Crisp, Currie, Dula, Foy, Gudger, Henderson, James,, Lindsay, London, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Warren, Webb, Wood, Woodard—33.

Bill is ordered enrolled.

S. B. 1020, bill to prevent live stock from running at large in certain parts of Wayne County, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Gudger, Henderson, James, Lindsay, London, Long, Marshall, McAllister, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Wood—29.

Bill is ordered engrossed.

S. B. 1023, H. B. 1504, bill to authorize the Commissioners of Caswell County to levy a special tax, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Gudger, Henderson, James, Justice, Lindsay, London, Marshall, McAllister, McIntosh, Michael, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Webb, Wood—33.

Bill is ordered enrolled.

S. B. 1025, H. B. 1512, bill to authorize the Commissioners of Franklin County to levy a special bridge tax, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Brown, Calvert, Candler, Crisp, Dula, Foy, Gudger, Henderson, James, Leak, Lindsay, London, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Webb, Wood, Woodard—34.

Bill is ordered enrolled.

S. B. 1026, H. B. 1530, bill to authorize the Commissioners of Transylvania County to levy a special tax, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Robeson,, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Webb, Wood—33.

Bill is ordered enrolled.

S. B. 1030, bill to enlarge and amend the charter of Scotland Neck, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Webb, Wood—36.

Bill is ordered sent to the House of Representatives without engrossment.

S. B. 1081, bill to amend the charter of the town of Thomasville, and to establish graded schools for said town, upon third reading.

The bill passes third reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Webb, Wood, Woodard—37.

Bill is ordered engrossed.

S. B. 1087, bill authorizing the electors of Guilford County to issue bonds for the purpose of improving the public roads and building highways in said county, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, James, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stike-

leather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood—40.

Bill is ordered engrossed.

S. B. 943, H. B. 718, bill to prevent live stock from running at large in certain portions of Pitt County, and to consolidate and enlarge the stock law territory in said county, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Brown, Burroughs, Candler, Crisp, Currie, Dula, Foy, Gudger, Henderson, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Webb, Wood—36.

S. B. 1059, H. B. 1513, bill to extend the stock law in Franklin County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Wood, Woodard—36.

S. B. 1055, H. B. 1153, bill to provide for stock law in a part of the township of Lillington, Harnett County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Gudger, Hender

son, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward—36.

S. B. 1110, bill to amend the charter of the city of Goldsboro, and to revise and consolidate the laws in relation to said city, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Brown, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Wood, Woodard—36.

S. B. 958, bill to amend the charter of the town of Sanford, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, Marshall McAllister, McIntosh, McIntyre, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Wood, Woodard—37.

S. B. 957, bill to authorize the town of Sanford to issue bonds for water-works and other purposes, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson,

James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Webb, Wood, Woodard—38.

S. B. 1077, bill to authorize the town of Laurinburg to vote on the question of electric light bonds, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Glenn, Gudger, Henderson, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Wood, Woodard—34.

S. B. 1003, bill to revise and consolidate the public school law, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Dula, Glenn, Gudger, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Travis, Ward, Warren, Wood—32.

S. B. 968, bill to incorporate the Southern States Trust Company, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrosment.

S. B. 985, bill to incorporate the Western Carolina Power Company, and for other purposes, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. Aycock, H. B. 1079, S. B. 1066, bill

to incorporate the Clinton and Dunn Telephone Company, is put upon its several readings.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1448, S. B. 1009, bill to amend chapter 175, Private Laws of 1852, entitled An act to incorporate the proprietors of the Wilmington Cemetery, upon third reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 590, S. B. 942, bill for the relief of certain citizens, upon second reading.

Mr. Robeson moves that the bill be referred to the Judiciary Committee.

The motion is lost.

Mr. Robeson moves to amend,

Upon motion of Mr. Glenn, the vote by which this bill failed to be referred to the Judiciary Committee is reconsidered, and the bill is referred to the Judiciary Committee.

Upon motion of Mr. Broughton, H. B. 904, S. B. 395, bill to authorize the city of Raleigh to issue bonds for public improvements and to levy a special tax, is recalled from the Committee on Counties, Cities and Towns and placed on Calendar.

S. B. 1080, bill to provide an additional Spring Term of the Superior Court for the county of Greene in the year 1901, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 1001, bill to punish drunkenness as a misdemeanor at Haw River, in Alamance County, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

H. B. 1082, S. B. 1064, bill to secure better drainage of Big Long Creek, in Gaston County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1621, S. B. 1062, bill to declare the North Carolina Talc and Mining Company, a duly incorporated company, and to ratify, confirm and amend its charter, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 28, bill to repeal sections 2493 and 2494 of The Code, relating to due bills, notes, orders, tickets, certificates and obligations as substitutes for money, upon second reading.

Upon motion of Mr. Aycock, the bill is laid upon the table.

S. B. 539, H. B. 1638, bill to amend chapter 198, Laws of 1899, in relation to pensions.

Upon motion of Mr. London, the House amendment is concurred in, and the bill is ordered enrolled.

S. B. 1159, bill to incorporate the Elkin and Alleghany Railway and Power Company, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives.

S. B. 474, bill in relation to the Croatan Normal School, in Robeson County, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 545, bill providing for the registration of architects, upon second reading.

Upon motion of Mr. McAllister, the bill is laid upon the table.

S. B. 553, bill to protect merchants and millers in North Carolina, upon second reading.

Upon motion of Mr. Brown, the bill is laid upon the table.

H. B. 1403, S. B. 1090, bill to amend the charter of the town of Wadesboro, Anson County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 756, bill to incorporate certain churches in Robeson County, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 671, S. B. 560, bill to relieve Price's Creek School, in Yancey County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 457, S. B. 796, bill to repeal chapter 191, Public Laws of 1897, entitled An act to establish a dispensary at Waxhaw, in Union County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 807, bill to prohibit the running of four-wheel caboose cars, upon second reading.

Upon motion of Mr. Candler, the bill is laid upon the table.

H. B. 1751, S. B. 1132, bill to incorporate the Kinston Savings and Trust Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 816, bill for the relief of certain citizens of Surry County, upon second reading.

Mr. Glenn moves that the bill lay upon the table.

Upon this motion, Mr. Marshall calls for the ayes and noes.

The call is not sustained.

The motion to table is adopted.

H. B. 813, S. B. 827, bill to establish a school district in Ramseytown Township, Yancey County, upon second reading.

Upon motion of Mr. Buchanan, the bill is recommitted to the Committee on Education.

S. B. 810, bill for the free passage and to prohibit the catching of fish in the Arrarat River, Surry County, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

H. B. 1473, S. B. 960, bill to establish a public ferry across Pee Dee or Yadkin River, between the counties of Montgomery and Stanly, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1075, bill to amend chapter 363, Laws of 1899, relating to the public roads of Wake County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 1164, bill to amend the charter of the city of Salisbury, and for other purposes.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 908, bill to extend the corporate limits of the town of Mt. Airy, Surry County, upon second reading.

Upon motion of Mr. Henderson, the bill is laid upon the table.

S. B. 909, bill to establish certain school districts in Surry County, upon second reading.

Upon motion of Mr. Henderson, the bill is laid upon the table.

S. B. 905, bill to repeal the charter of the town of Point Caswell, Pender County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 843, S. B. 888, bill to prevent fishing in Little Elk Creek in Mitchell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 885, S. B. 856, bill to enable the Board of School Directors of Buncombe County to pay certain debts, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 868, S. B. 881, bill to appoint a cotton-weigher for the town of Laurinburg, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 924, S. B. 858, bill for the relief of A. C. Morrow, a school teacher, in Rutherford County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 868, bill to repeal chapter 520, Laws of 1891, and to re-enact and amend section 1967 of The Code, upon second reading.

The amendment reported by the committee is adopted, and the bill passes second and third readings, and is ordered engrossed.

H. B. 852, S. B. 855, bill to amend the charter of the town of Ringwood, N. C,. upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 923, S. B. 851, bill for the relief of Mrs. A. C. Morrow, a school teacher, of Rutherford County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 912, S. B. 849, bill to protect game in Bertie County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 826, S. B. 838, bill to incorporate the United Free-will Baptist denomination, colored, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 842, bill to put a part of the corporate limits of Saluder into Polk County, upon second reading.

Upon motion of Mr. Candler, the bill is referred to Committee on Counties, Cities and Towns.

H. B. 878, S. B. 837, bill to incorporate Pamlico Lodge, No. 73, K. P., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 883, S. B. 832, bill to incorporate the Home Mission Committee of the Presbytery of the French Broad, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 952, bill to prevent the sale of liquor within three miles of Lynn School-House, etc., upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 911, bill to incorporate Raleigh and Virginia Railway Company charter, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 945, bill to repeal chapter 128, Public Laws of 1870-'71, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 916, bill to incorporate the Unity Cemetery Association, of Rocky Mount, N. C., upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 689, S. B. 926, bill to authorize Secretary of State to issue a land grant to J. M. Kitchen, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1123, S. B. 933, bill to protect certain game birds in Currituck, Camden and Pasquotank counties, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1286, S. B. 934, bill to incorporate the Oxford Seminary for girls, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1078, S. B. 939, bill to prohibit hunting game in Orange County upon lands of others without written consent of the owners, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 552, S. B. 940, bill to appoint a Board of Examiners to visit State institutions, upon second reading.

Mr. Ward moves to amend,

Amend by striking out in section 1 the word "Governor" and insert the words "the Legislature."

The amendment is adopted.

Bill passes second and third readings, and is ordered engrossed and sent to the House of Representatives for their concurrence in the House amendment.

S. B. 1093, bill to incorporate the Durham and Raleigh Electric Railway Company, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1108, bill to amend chapter 196, Public Laws of 1897, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 947, bill to authorize the Secretary of State to refund to insurance companies all copies of their charter and by-laws deposited in obedience to the Craig Act, and to relieve said companies of all liabilities thereunder, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 319, S. B. 959, bill for the relief of T. P. Wilcox, ex-Sheriff of Pasquotank County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 965, bill to incorporate Happy Home Christian Church, in Rockingham County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 971, bill to amend the charter of the city of Wilmington in relation to street improvements, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 972, bill to amend the Public Laws of 1893, in regard to Big Ridge Ferry, in New Hanover County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 975, bill to amend chapter 665, Laws of 1899, relating to the use of meridian monuments in the State, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 970, bill to amend chapter 479, Laws of 1893, in regard to Brunswick County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 977, bill for the relief of the Alamance Fair Association, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 979, bill to amend chapter 523, Public Laws of 1899, relative to obstructions in the Catawba River, upon second reading.

Upon motion of Mr. Henderson, the bill is laid upon the table.

S. B. 980, bill to make west side of Currituck Sound a lawful fence, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 981, bill to incorporate the Smithfield Fire Company, Smithfield, N. C., upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1559, S. B. 992, bill to provide for cotton-weigher for the town of Gibson, Scotland County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1407, S. B. 994, bill for the relief of D. W. Lee, a public school teacher, of Wilkes County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1335, S. B. 996, bill to prevent the manufacture and sale of any spirituous or malt liquors in Yancey County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1406, S. B. 997, bill to incorporate the Yadkin Valley Normal and Industrial Academy for the Colored Race, at or near Wilkesboro, in Wilkes County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 817, bill relating to highways, public roads, bridges, ferries and fords, upon adoption of substitute offered by Mr. Alexander.

Mr. Wood moves to amend,

"That this act shall not apply to the county of Randolph."

The amendment is adopted.

Mr. Glenn moves to amend,

"*Provided,* this act shall not apply to Guilford and New Hanover counties."

The amendment is adopted.

Mr. Morton moves to amend,

Amend by striking out section 77.

Mr. Webb offers as a substitute for Mr. Morton's amendment the following:

Strike out of said section 77 all after the word "both," in line 32, down to and including the word "dollars," in line 55 of said section.

The substitute is adopted.

Mr. Morton moves to amend,

Amend by inserting after the word "thereafter," in line 20, the following: "If any vehicle shall be there waiting to cross."

The amendment is adopted.

Mr. Glenn moves to amend,

Amend section 77, lines 14 and 22, by striking out the word "two" and inserting "10."

The amendment is lost.

Mr. Long moves to amend,

"That this act shall not apply to Person County."

The amendment is adopted.

Mr. Stringfield moves to amend,

"This act shall not apply to the county of Haywood where the same conflicts with the special road law of that county."

The amendment is adopted.

Mr. Alexander moves to amend,

"That this act shall apply only to the county of Mecklenburg, and shall not be applicable to any county in this State, unless specially exempted, until the same is adopted by the County Commissioners of the said county, and when so adopted this act shall supercede and abrogate all other laws in the county or counties so adopting it.

The amendment is adopted.

Mr. Webb moves to amend,

Amend section 30 by striking out "3," in line 3, and insert in lieu thereof the word "2."

The amendment is lost.

Mr. Aycock calls the previous question.

The call is sustained.

The substitute offered by Mr. Alexander is adopted.

The bill as substituted passes third reading, ayes 25, noes 5, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Buchanan, Burroughs, Calvert, Currie, Dula, Henderson, James, Justice, Marshall, McAllister, McIntosh, McIntyre, Michael, Smith, Speight, Stringfield, Travis, Ward, Warren, Webb, Woodard—25.

Those voting in the negative are: Messrs. Crisp, Foy, Glenn, Morton, Wood—5.

Upon motion of Mr. Aycock, the Senator takes a recess till 8 o'clock to-night.

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## Evening Session.

The Senate reconvenes at 8 o'clock and consideration of bills and resolutions on the Calendar is resumed.

H. B. 1413, S. B. 1086, bill to pay a claim of $166.00 to John F. Foster for services rendered the State in the interest of the Shell-Fish Industry of North Carolina, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1196, S. B. 1089, bill to increase the number of County Commissioners of Gaston County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1612, S. B. 1112, bill authorizing the Commissioners of Yadkin County, North Carolina, to sell the old jail site, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1729, S. B. 1117, bill to pay certain claims concerning the Shell-Fish Industry of North Carolina, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 301, S. R. 1144, resolution requesting the North Carolina Senators and Representatives in Congress to secure an appropriation of not less than $2,000 to erect a monument to the Indian Chief Junaluska, upon second reading.

The resolution passes second and third readings, and is ordered enrolled.

H. B. 1769, S. B. 1178, bill to amend chapter 581, Public Laws of 1899, for working public roads in Alamance County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1114, S. B. 1051, bill for the relief of the Clerk of the Superior Court of Montgomery County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 715, H. B. 1442, bill to establish a State Board of Embalming to regulate the practice of embalming and the care and disposition of the dead, upon concurrence in amendment by the House of Representatives.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 1452, S. B. 1010, bill to incorporate the White Oak River and Onslow Tramway Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1066, S. B. 1014, bill to amend chapter 466 of the Public Laws of 1899, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1178, S. B. 1015, bill to amend the charter of the town of Lenoir, in Caldwell County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 979, S. B. 1016, bill to create the office of County Treasurer in the county of Beaufort, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1224, S. B. 1017, bill to repeal chapter 268, Public Laws of 1899, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1546, S. B. 1028, bill to incorporate the Raleigh and Virginia Railway Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1231, S. B. 1032, bill to amend chapter 581, Public Laws of 1899, in relation to working public roads of Rockingham County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1096, S. B. 1033, bill to incorporate the Central Power Company, upon second reading.

The bill passes second and third readings, and is ordered enroled.

H. B. 1005, S. B. 1034, bill for the protection of certain citizens in Transylvania County in regard to back taxes, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1001, S. B. 1035, bill to prohibit the sale of intoxicating liquors within two miles of the Thomasville Baptist Orphanage, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1077, S. B. 1036, bill to prevent the felling of timber in Tar River, in Granville County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1076, S. B. 1037, bill to prevent the unlawful killing of birds in Granville County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1294, S. B. 1038, bill to change the line between Mayo and Price Townships, in Rockingham County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 962, S. B. 1046, bill to incorporate the Transylvania Railroad Company, and to amend the charter of said company heretofore granted, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1109, S. B. 1047, bill to amend the charter of the town of Winton, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1146, S. B. 1054, bill to incorporate the Bread Winners Benevolent Association, upon second reading.

The bill passes second and third readings and is ordered enrolled.

H. B. 937, S. B. 1056, bill to amend chapter 74, Acts of 1897, relating to the game law of Warren County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1015, S. B. 1043, bill to drain and straighten Sandy Run Creek, in Cleveland County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 260, S. B. 1057, bill to prevent the manufacture and sale of any spirituous, vinous or malt liquors within the county of Ashe, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 940, S. B. 1073, bill to establish a new township in Madison County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1566, S. B. 1060, bill to amend the charter of the town of Selma, in Johnston County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1129, S. B. 1050, bill to authorize the Commissioners of McDowell County to redistrict the county and township, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1029, S. B. 1042, bill to increase the number of Commissioners in Robeson County, upon second reading.

The bill passes second and third readings, and is ordeerd enrolled.

H. B. 977, S. B. 1044, bill to amend the charter of the city of Hot Springs, in the county of Madison, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1105, S. B. 1063, bill to amend and ratify the articles of agreement and charter of the W. T. Weaver Power Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1094, S. B. 1065, bill to extend the duration of the corporate existence of the Yadkinville Normal School, in Yadkin County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1042, S. B. 1070, bill to incorporate the Winston Aid and Benevolent Association of North Carolina, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1200, S. B. 1071, bill to protect fish in certain streams in Yancey County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1321, S. B. 1072, bill to incorporate the Washington and Plymouth Railroad Company, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1331, S. B. 1085, bill to protect birds in Cabarrus County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1012, S. B. 998, bill to amend chapter 55, Public Laws of 1899, "Insurance Act 1899," upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 1160, bill to amend chapter 410 of Acts of 1897, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 1121, bill to incorporate the Carolina Benevolent Association, upon second rading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 1104, bill to incorporate the Salisbury Loan and Trust Company, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

S. B. 1088, bill to amend chapter 1, Public Laws of 1899, upon second reading.

The bill passes second and third readings, and is ordered engrossed.

H. B. 1037, S. B. 1040, bill to regulate the stock-law elections in Transylvania County, upon second reading.

The amendments reported by the Committee are adopted, and the amendments are ordered engrossed and sent to the House of Representatives for concurrence.

H. B. 59, S. B. 1012, bill to correct State Grant No 479, upon second reading.

The amendment reported by the Committee is adopted, and the bill, as amended, passes second and third readings, and the amendment is ordered engrossed and sent to the House of Representatives for concurrence.

S. B. 768, bill to incorporate the Farmers Mutual Fire Insurance Association, of Edgecombe County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 253, bill to equalize the apportionment of the school funds of Rutherford County for the year 1902, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 218, bill to pay H. C. Elliott a certain school claim, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1058, S. B. 1006, bill to prohibit the manufacture and sale of spirituous liquors within three miles of Carolina Christian College and the Freewill Baptist Theological Seminary at Ayden, N C., upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1082, bill to regulate and control the manufacture and sale of intoxicating liquors in Rowan County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1078, bill to elect Justices of the Peace for Stokes County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1103, bill changing the time of holding Superior Court of Halifax County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1151, bill to appoint Justices of the Peace for Robeson County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1155, bill to prohibit the manufacture or sale of liquor within certain territories in Randolph County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1161, bill to establish a new township in Wayne County, to be known as Buck Swamp Township, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1165, bill to cede to the United States of America certain lands upon the conditions therein named, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1185, bill to allow Owens Precinct to elect a magistrate and constable, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1187, bill to incorporate the Board of Trade of the City of Asheville, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1157, bill to incorporate Greenville Lodge, No. 284, Ancient, Free and Accepted Masons, in the town of Greenville, N. C., upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

## REPORTS OF COMMITTEES.

Reports of Standing Committees are submitted as follows:

From the Judiciary Committee:

By Mr. Warren, H. B. 590, S. B. 942, bill for the relief of certain citizens, with a favorable report.

By Mr. Ward, H. B. 1092, S. B. 1170, bill to relieve certain citizens of Forsyth County from a special tax, with a favorable recommendation.

S. B. 61, bill to pay jurors in certain cases, with an unfavorable recommendation.

By Mr. James, H. B. 893, S. B. 1177, bill to validate the registration of certain conveyances, with a favorable recommendation.

H. B. 730, S. B. 1175, bill to amend chapter 80 of Private Laws of 1897, with a favorable recommendation.

S. B. 1029, bill in relation to husbands who are tenants by the courtesy, with an unfavorable recommendation.

By Mr. London, S. B. 1120, bill to define the liabilities of inn-keepers and boarding-house keepers, with an unfavorable recommendation.

H. B. 1031, S. B. 1041, bill to amend chapter 107, Private Laws of 1891, with a favorable recommendation.

By Mr. Warren, H. B. 497, S. B. 1123, bill to amend chapter 142 of the Private Laws of 1897, with a favorable recommendation.

By Mr. London, S. B. 1092, bill to amend section 2 of article 9 of the Constitution, with a favorable recommendation.

By Mr. Arrington, S. B. 876, bill to amend section 1043 of The Code, with an unfavorable recommendation.

By Mr. Vann, S. B 1158, bill to amend section 1816 of The Code, reporting a substitute and recommending that it do pass.

By Mr. Justice, H. B. 1696, S. B. 1140, bill to amend section 2015 of volume 1 of The Code of North Carolina, with a favorable recommendation.

S. B. 660, bill with reference to jointures, with a favorable recommendation.

By Mr. Currie, H. B. 1128, S. B. 1166, bill to amend chapter 194 of the Private Laws of the General Assembly of 1897, relative to the charter of the town of Southern Pines, with a favorable recommendation.

By Mr. Webb, H. B. 1221, S. B. 1168, bill to amend chapter 360, Laws of 1897, in regard to impounding live stock in Vance County, with a favorable recommendation.

By Mr. Woodard, H. B. 1150, S. B. 1179, bill to allow the Trustees of Belvidere Colored School-house, in Randolph County, to make a title to said house and lot, with a favorable recommendation.

By Mr. Henderson, H. B. 1352, S. B. 1067, bill to prevent the entering of certain lands in Onslow County, with a favorable recommendation.

S. B. 1102, bill to regulate the employment of counsel by State Institutions, with a favorable recommendation.

By Mr. London, H. B. 567, S.B. 530, bill to protect owners of timber, with an unfavorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Arrington, H. B. 1263, S. B. 1135, bill to prohibit hunting without permission on lands of others in certain townships in Rutherford County, with a favorable recommendation.

S. B. 1150, bill to amend the stock law in Johnston County, with a favorable recommendation.

H. B. 1692, S. B. 1111, bill to prohibit the manufacture of spirituous and malt liquors, and to prohibit the sale of all intoxicating liquors in Pender County, with a favorable recommendation.

H. B. 1415, S. B. 1118, bill to prevent fishing for perch with seines or nets in certain parts of New River, in Onslow County, with a favorable recommendation.

H. B. 1509, S. B. 1122, bill authorizing sureties of J. C. Hallyburton to collect town taxes of Morganton for 1897, with a favorable recommendation.

By Mr. Brown, H. B. 1059, S. B. 1100, bill to establish stock law in certain parts of Pitt County, with a favorable recommendation.

By Mr. Broughton, H. B. 782, S. B. 1145, bill to prohibit the sale and manufacture of spirituous liquors in Duplin County, with a favorable recommendation.

H. B. 1173, S. B. 1472, bill to prevent the manufacture and sale of liquors within two miles of Bethel Church, in Pitt County, with a favorable recommendation.

H. B. 1006, S. B. 1147, bill to regulate hunting in Transylvania County, with a favorable recommendation.

H. B. 1423, S. B. 1115, bill to place certain portions of Cleveland and Burke Counties under the stock law, with a favorable recommendation.

By Mr. Stringfield, H. B. 1422, S. B. 1113, bill to protect the game in Cleveland County, with a favorable recommendation.

H. B. 461, S. B. 1141, bill to amend section 3422 of The Code, in regard to using fish-traps in Neuse River, with a favorable recommendation.

H. B. 1050, S. B. 1098, bill for the relief of Henry Welsted, of Currituck County, with a favorable recommendation.

By Mr. Arrington, S. B. 955, bill to establish a dispensary at the town of Lucama, with a favorable recommendation.

By Mr. Aycock, H. B. 1135, S. B. 1049, bill to amend an act entitled an act for the relief of certain teachers and the Treasurer of Craven County, with a favorable recommendation.

By Mr. Brown, H. B. 1628, S. B. 1129, bill concerning hunting in Surry County, with a favorable recommendation.

H. B. 1464, S. B. 1058, bill to prohibit the manufacture or sale of intoxicating liquors, with a favorable recommendation.

From the Committee on Education:

By Mr. McAllister, S. B. 1138, H. B. 1205, bill in relation to the public schools of the city of Asheville,with a favorable recommendation.

H. B. 813, S. B. 827, bill to establish a school district in Ramseytown Township, in Yancey County, with an unfavorable recommendation.

H. B. 1139, S. B. 1053, bill to incorporate Theological Seminary at Ayden, N. C., with a favorable recommendation.

H. B. 1463, S. B. 1024, bill to establish high schools in Wesley Chapel district of Union County, and for other purposes, with a favorable recommendation.

H. B. 957, S. B. 1074, bill for the relief of Miss Nelia Miller, a public school teacher in Ashe County, with a favorable recommendation.

H. B. 1613, S. B. 1061, bill to compel attendance in the public schools in Mitchell County, with a favorable recommendation.

H. B. 1341, S. B. 1039, bill for the relief of Martin B. Williams, a public school teacher of Sampson County, with a favorable recommendation.

S. B. 978, bill to protect pupils in public and private schools from contagious or infectious diseases, with an unfavorable recommendation.

By Mr. Aycock, H. B. 1424, S. B. 1119, bill to authorize

the Treasurer of Onslow County to pay certain school claims, with a favorable recommendation.

S. B. 1079, bill authorizing the town of Hamlet to issue bonds and levy special taxes for public school purposes, with a favorable recommendation.

S. B. 1184, bill to encourage the establishment of libraries in the public schools of the rural districts, with a favorable recommendation.

H. B. 1537, S. B. 1027, bill to establish graded schools in the town of Mt. Olive, Wayne County, N. C., with a favorable recommendation.

H. B. 1257, S. B. 1142, bill to incorporate Yadkin Valley Institute, in Yadkin County, with a favorable recommendation.

From the Committee on Finance:

By Mr. Smith, H. B. 874, S. B. 824, bill to provide for collecting road tax in cash in Mitchell County, with a favorable recommendation.

H. B. 960, S. B. 792, bill to allow Lincoln County to levy a special tax, with a favorable recommendation.

H. B. 1108, S. B. 1048, bill to authorize James F. Battle to peddle in Burke County without tax, with a favorable recommendation.

From the Committee on Public Buildings and Grounds:

By Mr. Broughton, S. B. 662, bill to provide a suitable building for a State Arsenal, the Bureau of Labor and Printing, Storage and Legislative Committee Rooms, with a favorble recommendation.

By Mr. Smith, S. B. 570, bill for the care and improvement of Capitol Square, with an unfavorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Dula, S. B. 1154, bill to repeal chapter 567, Public Laws of 1899, relating to county line in Alleghany County, with an unfavorable recommendation.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. James, S. B. 1188, bill to amend the charter of the town of Grifton.

The bill is placed on the Calendar.

S. B. 1189, bill to repeal chapter 363 of the Laws of 1891.

The bill is placed on the Calendar.

By Mr. Aycock, S. B. 1190, bill to authorize the State Board of Education to employ State Supervisors to aid in the supervision of public schools and in the execution of the school law.

The bill is placed on the Calendar.

By Mr. Dula, S. B. 1191, bill to be entitled an act supplemental to an act, ratified at the present session, authorizing the Commissioners of Wilkes County to levy a special tax.

The bill is placed on the Calendar.

Upon motion of Mr. McIntyre, S. B. 1003, bill to revise and consolidate the public school law, is taken up for consideration.

Mr. Speight moves to amend,

Add to section 44 the following: "Unless the Board of Education shall by resolution authorize him to do so."

The amendment is lost.

Mr. Woodard moves to amend,

Strike out all in section 44 after "Superintendent," in line 8.

The amendment is lost.

Mr. Morton moves to amend,

Amend section 73 by adding after the word "any," in line 2, the word "county."

The amendment is lost.

Mr. Morton moves to amend,

Amend section 44 by adding after the word "school," in

line 9, the words "or devote his time to any other avocation or calling."

The amendment is lost.

Mr. Morton moves to amend,

Amend section 44 in line 9 by inserting after the words "teach a," the word "public," and that this amendment shall apply only to New Hanover and Edgecombe counties.

The amendment is lost.

Mr. Henderson moves to amend,

Amend by adding at the end of section 44 the words, "unless the person so elected shall have been a County Superintendent for at least two years before his election; and in such case the County Superintendent shall not teach unless permitted to do so by unanimous vote of the Board of Education."

The amendment is lost.

Mr. Speight moves to amend,

Amend by striking out all after the word "Superintendent," in line 8, of section 44, and inserting "that this amendment shall apply only to Edgecombe, Pitt, New Hanover and Wilson counties."

The amendment is lost.

Mr. Speight moves to amend,

Insert "six" instead of "four" after "exceed," in line 5 of section 44.

The amendment is lost.

Pending further consideration of the bill, the Senate, upon motion of Mr. Scott, adjourns until 10 o'clock to-morrow.

## FORTY-SIXTH DAY.

SENATE CHAMBER, March 2, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. M. McFarland.

Upon motion of Mr. Henderson, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Thomas indefinitely on account of sickness.

To Mr. Crisp until Tuesday.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Wood, H. B. 1195, S. B. 1143, bill to amend the charter of the town of Mt. Holly, in Gaston County, with a favorable recommendation.

H. B. 1762, S. B. 1130, bill to repeal chapter 34 of the Private Laws of 1893, incorporating the town of Inanda, in Buncombe County, with a favorable recommendation.

H. B. 965, S. B. 1146, bill to authorize the Treasurer of Cherokee County to pay E. M. Deaver nine dollars, with a favorable recommendation.

H. B. 1170, S. B. 1167, bill to amend the charter of the town of Winston, with a favorable recommendation.

By Mr. Leak, H. B. 1503, S. B. 1183, bill authorizing the Commissioners of Duplin County to sell the house for the aged and infirm, and other public grounds, with a favorable recommendation.

H. B. 1688, S. B. 1182, bill to authorize the Aldermen of the city of Durham, N. C., to issue bonds, with a favorable recommendation.

H. B. 1377, S. B. 1133, bill to establish a new court-house for Forsyth County, with a favorable recommendation.

H. B. 1669, S. B. 1125, bill to authorize the Board of Commissioners of Scotland County to issue bonds, with a favorable recommendation.

By Mr. Warren, H. B. 942, S. B. 619, bill to authorize and empower the Board of Commissioners of Madison County to use certain funds, reporting a substitute and recommending that it do pass.

By Mr. Leak, S. B. 842, bill to put a part of the corporate limits of Saluda into Polk County, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Warren, H. B. 1253, S. B. 1148, bill to regulate the meeting of the Board of Commissioners of Edgecombe County, and to provide adequate compensation for the chairman of the board, with a favorable recommendation.

By Mr. Sugg, S. B. 1163, bill to authorize the city of Salisbury to issue bonds for street improvements, with a favorable recommendation.

H. B. 1697, S. B. 1134, bill to amend chapter 162 of Public Laws of 1895, in so far as it applies to Beaufort County, with a favorable recommendation.

By Mr. Warren, S. B. 966, bill to promote the ends of justice by allowing the County Commissioners the authority to have an additional number of jurors summoned to any term or terms of Court, with a favorable recommendation.

By Mr. Travis, S. B. 1007, bill to amend section 707, subsections 8 and 10, of The Code of North Carolina, with a favorable recommendation.

S. B. 1106, bill to condemn land for a water supply for the State Hospital at Morganton, with a favorable recommendation.

By Mr. Gudger, H. B. 1585, S. B. 1139, bill to amend chapter 30, Laws of 1813, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. London, H. B. 975, S. B. 1096, bill to survey and build a road from Laurel Springs, N. C., to Mulberry Gap, with a favorable recommendation.

H. B. 1633, S. B. 1095, bill to incorporate the Raleigh and Cape Fear Railway Company, reporting an amendment and recommending that bill, as amended, do pass.

From the Committee on Public Roads:

By Mr. McAllister, H. B. 1328, S. B. 1116, bill to amend chapter 105, Laws of 1846, and chapter 167, Laws of 1883, relative to Caldwell and Watauga Turnpike Road, with a favorable recommendation.

By Mr. Vann, H. B. 1656, S. B. 1213, bill to provide for working the public roads in Catawba County and issuing bonds for the same, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Stringfield, H. B. 1127, S. B. 1052, bill to regulate the sale of intoxicating liquors in Macon County, with a favorable recommendation.

S. B. 969, bill relating to the sale of liquor in Crawford Township, in Currituck County, with a favorable recommendation.

By Mr. Bray, H. B. 1353, S. B. 1172, bill to protect the owners of skiffs, boats and nets, with a favorable recommendation.

H. B. 1035, S. B. 1084, bill for the protection of fish in Henderson and Yancey counties, with a favorable recommendation.

H. B. 1476, S. B. 1136, bill to prevent the obstruction of upper Little River, in Caldwell County, by cutting timber, etc., in same, with a favorable recommendation.

H. B. 1471, S. B. 995, bill to prohibit the manufacture or sale of spirituous, vinous or malt liquors within four miles of Leaksville Baptist Church, with a favorable recommendation.

H. B. 1728, S. B. 1180, bill supplemental to an act enti-

tled An act to authorize the Commissioners of Harnett County to issue bonds to build a bridge across Cape Fear River, and levy a special tax, with a favorable recommendation.

H. B. 685, S. B. 1083, bill to regulate hunting and protect game, with a favorable recommendation.

Upon motion of Mr. Lindsay, H. B. 1224, S. B. 1017, bill to repeal chapter 268, Public Laws of 1899, is recalled from the Enrolling Clerk's office.

ENGROSSED BILLS.

Mr. Lindsay, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 868, a bill to repeal chapter 520, Laws of 1891, and to re-enact and amend section 1967 of The Code.

S. B. 1080, a bill to provide an additional Spring Term of the Superior Court for the county of Greene, in the year 1901.

S. B. 887, H. B. 795, a bill to establish a dispensary for the town of Winton. Amended by Committee on Propositions and Grievances.

S. B. 925, H. B. 1343, a bill to amend chapter 563 of the Public Laws of 1899, authorizing the Commissioners of Mecklenburg County to issue bonds to macadamize and improve the public roads thereof.

S. B. 916, a bill to incorporate the Unity Cemetery Association, of Rocky Mount, N. C.

S. B. 952, a bill to prevent the sale of liquor within three miles of Lynn School-House, and one mile of Baptist Church, in Tryon, etc.

S. B. 1020, a bill to prevent live stock from running at large in certain parts of Wayne County.

S. B. 950, a bill to amend an act entitled An act to amend, revise and consolidate the charter of the city of Salisbury, ratified the 6th day of March, A. D. 1899, being chapter one hundred and eighty-six of the Private laws of 1899.

S. B. 1001, a bill to punish drunkenness as a misdemeanor at Haw River, in Alamance County.

S. B. 810, a bill for the free passage and to prohibit the catching of fish in the Ararat River, Surry County.

S. B. 905, a bill to repeal the charter of the town of Point Caswell, in Pender County.

S. B. 1075, a bill to amend chapter 363, Laws of 1889, relating to the public roads of Wake County.

S. B. 1081, a bill to amend the charter of the town of Thomasville and to establish graded schools for said town.

S. B. 940, H. B. 552, a bill to appoint a Board of Examiners to visit State institutions.

S. B. 971, a bill to amend the charter of the city of Wilmington in relation to street improvements.

S. B. 981, a bill to incorporate the Smtihfield Fire Company, Smithfield, N. C.

S. B. 972, a bill to amend the Public Laws of 1893, in regard to Big Bridge Ferry, in New Hanover County.

S. B. 980, a bill to make west side of Currituck Sound a lawful fence.

S. B. 965, a bill to incorporate Happy Home Christian Church, in Rockingham County.

S. B. 975, a bill to amend chapter 665, Laws of 1899, relating to the use of meridian monuments in the State.

S. B. 977, a bill for the relief of the Alamance Fair Association.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 818, H. B. 1016, An act to amend, revise and consolidate the charter of the town of Shelby.

S. B. 838, H. B. 826, An act to incorporate the United American Freewill Baptist denomination (colored).

S. B. 1090, H. B. 1403, An act to amend chapter 26, Private Laws 1891.

S. B. 984, H. B. 1385, An act to authorize the Commissioners of Nash County to levy a special tax.

S. B. 1018, H. B. 1217, An act to amend the charter of the town of Littleton, North Carolina.

S. B. 560, H. B. 671, An act to relieve Price's Creek School, in Price's Creek Township, Yancey County.

S. B. 1023, H. B. 1504, An act to authorize the Commissioners of Caswell County to levy a special tax.

S. B. 1025, H. B. 1512, An act to authorize the Commissioners of Franklin County to levy a special bridge tax.

S. B. 1064, H. B. 1082, An act to secure better drainage of Big Long Horn Creek, in Gaston County.

S. B. 963, H. B. 1136, An act to allow the Commissioners of Macon County to levy a special tax.

S. B. 539, H. B. 1638, An act to amend chapter 198 of the Laws of 1889, for the relief of certain Confederate soldiers and widows.

S. B. 764, H. B. 1495, An act to establish a supplementary school district in Williams Township, Columbus County.

S. B. 713, H. B. 1441, An act to incorporate the French Broad Power Company.

S. B. 942, H. B. 590, An act for the relief of certain citizens.

S. B. 1042, H. B. 1029, An act to increase the number of Commissioners for Robeson County.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 1831, S. B. 1192, bill to regulate elections in the city of Charlotte, and for other purposes. Referred to Committee on Election Laws.

H. B. 1830, S. B. 1193, bill to protect primary elections and conventions of political parties in Mecklenburg County, and to punish frauds committed thereat. Referred to Committee on Election Laws.

H. B. 1681, S. B. 1199, bill to amend chapter 649, Laws of 1899, regarding obstructions in Moccasin River, in Lenoir County. Referred to Committee on Propositions and Grievances.

H. B. 1334, S. B. 1200, bill to create stock law in a portion of Ocracoke Township, Hyde County. Referred to Committee on Propositions and Grievances.

H. B. 1571, S. B. 1201, bill to amend chapter 239, Private Laws of 1899. Referred to Judiciary Committee.

H. B. 1659, S. B. 1202, bill to repeal chapter 833, Public Laws of 1899, in relation to Neuse River being a lawful fence. Referred to Committee on Propositions and Grievances.

H. B. 850, S. B. 1203, bill to amend chapter 348, Public Laws of 1899. Referred to Judiciary Committee.

H. B. 1338, S. B. 1204, bill to amend the charter of Greenville. Referred to Committee on Counties, Cities and Towns.

H. B. 1843, S. B. 1205, bill to provide for the election of two additional Tax Collectors for Mecklenburg County. Referred to Committee on Counties, Cities and Towns.

H. B. 1840, S. B. 1206, bill to amend chapter 81, Private Laws of 1899.

The bill is placed on the Calendar.

H. B. 1349, S. B. 1208, bill for the relief of M. H. P. Clark, the owner of a lost State bond. Referred to Committee on Finance.

H. B. 1702, S. B. 1209, bill to amend chapter 131, Private Laws of 1899, amending the charter of the City-Suburban

Electric Company, of Charlotte. Referred to Committee on Railroads and Railroad Commission.

H. B. 1218, S. B. 1210, bill to prohibit the sale of intoxicating liquors within three miles of Union Presbyterian Church, Monroe County. Referred to Committee on Propositions and Grievances.

H. B. 1009, S. B. 1211, bill to incorporate the Bank of Beaufort. Referred to Committee on Banks and Currency.

H. B. 451, S. B. 1212, bill to authorize the Secretary of State to issue a grant, No. 343, in Cherokee County. Referred to Judiciary Committee.

H. B. 1656, S. B. 1213, bill to provide for working the public roads in Catawba County, and issuing bonds for the same. Referred to Committee on Public Roads.

H. B. 1570, S. B. 1214, bill to amend chapter 298, Public Laws of 1899, and chapter 419, Public Laws of 1891, relating to the Shell-Fish Industry in Onslow County.

The bill is placed on the Calendar.

H. B. 1255, S. B. 1215, bill to grant titles to land granted by the State within the county of Burke prior to the destruction of the records of Burke County by General Stoneman in 1865. Referred to Judiciary Committee.

H. B. 1508, S. B. 1216, bill to provide for the passage of fish up Linville River, in Burke County. Referred to Committee on Propositions and Grievanes.

H. B. 1754, S. B. 1217, bill to extend the time of commencing work under amended charter of the Cape Fear and Northern Railway Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 1455, S. B. 1219, bill to preserve the public roads of Forsyth County. Referred to Committee on Pubblic Roads.

H. B. 1690, S. B. 1220, bill to incorporate the Montane Road and Power Company. Referred to Committee on Corporations.

H. B. 1127, S. B. 1221, bill to incorporate the town of Swan Station, in the counties of Moore and Harnett. Referred to Committee on Counties, Cities and Towns.

H. B. 751, S. B. 1222, bill for the relief of J. N. Russell and others, stock law boundary fence committee, Henderson County. Referred to Committee on Counties, Cities and Towns.

H. B. 1171, S. B. 1223, bill to establish stock law in certain portions of Pamlico County. Referred to Committee on Propositions and Grievances.

H. B. 1478, S. B. 1225, bill to amend the charter of the town of China Grove. Referred to Committee on Counties, Cities and Towns.

H. B. 1567, S. B. 1226, bill to authorize the Commissioners of Chatham County to pay special tax.

The bill is placed on the Calendar.

H. B. 1350, S. B. 1227, bill to amend chapter 363, Public Laws of 1889, and to repeal chapter 701, Public Laws of 1899, relating to the road law of Raleigh Township, Wake County. Referred to Committee on Public Roads.

H. B. 1320, S. B. 1228, bill to validate stock law election in Macon County, and to have fence erected. Referred to Committee on Propositions and Grievances.

H. B. 1855, S. B. 1229, bill to amend chapter 19, Laws of 1883, relating to the Horner School, of Oxford. Referred to Committee on Education.

H. B. 1802, S. B. 1230, bill to amend chapter 241, Private Laws of 1899. Referred to Committee on Penal Institutions.

H. B. 1797, S. B. 1231, bill to authorize the Commissioners of the town of Marshall, in Madison County, to issue bonds, and for other purposes. Referred to Committee on Counties, Cities and Towns.

H. B. 756, S. B. 1232, bill to provide for holding municipal elections. Referred to Committee on Election Law.

H. B. 1326, S. B. 1233, bill for the relief of W. Hyman. Referred to Committee on Propositions and Grievances.

H. B. 1453, S. B. 1236, bill to incorporate Gilliam and Lyon, Bankers.

The bill is placed on the Calendar.

H. B. 1717, S. B. 1238, bill to amend chapter 269, Public Laws of 1899, the same being An act to establish a graded school in the town of Albemarle, Stanly County. Referred to Committee on Education.

### PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. James, petition from citizens of Pitt County against local option for the town of Ayden. Referred to Committee on Propositions and Grievances.

By Mr. Robeson, petition of citizens of Love's Grove Church, Bladen County ,asking for the prohibition of the sale of liquor within three miles of said church. Referred to Committee on Propositions and Grievances.

Petition of citizens of Bladen County, asking for the prohibition of the sale of liquor within three miles of Purdie Church, Bladen County. Referred to Committee on Propositions and Grievances.

By Mr. Currie, petition of citizens of Bladen County against prohibition of manufacture and sale of liquor in said county. Referred to Committee on Propositions and Grievances.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Wood, S. B. 1194, bill to incorporate the town of Pinehurst, in Moore County, and provide for the government thereof. Referred to Judiciary Committee.

By Mr. Morrison, S. B. 1195, bill supplemental to An act to amend and consolidate the Union County dispensary law. Referred to Committee on Propositions and Grievances.

By Mr. Smith, S. B. 1198, bill to establish graded schools in the town of Clayton. Referred to Committee on Education.

By Mr. Morton, S. B. 1197, bill to pay Mrs. Virginia E. Bunting $51.25, being due her by direct land tax. Referred to Committee on Claims.

S. B. 1196, bill to pay Mrs. Carrie Artis $8.00, due her by direct land tax. Referred to Committee on Claims.

By Mr. Justice, S. B. 1207, bill to consolidate two school districts in Rutherford County.

The bill is placed on the Calendar.

By Mr. McNeill, S. B. 1235, bill to amend the Cross Creek stock law, in Cumberland County. Referred to Committee on Propositions and Grievances.

By Mr. Smith, S. B. 1224, bill to establish a dispensary at Kenly, N. C. Referred to Committee on Propositions and Grievances.

By Mr. Lindsay, S. B. 1234, bill to establish a dispensary for the town of Mayodan, in Rockingham County. Referred to Committee on Propositions and Grievances.

Mr. Henderson offers the following resolution:

"*Resolved,* That S. B. 592, H. B. 1211, now in hands of Enrolling Clerk for ratification, be recalled for the purpose of having the vote on third reading reconsidered for an amendment."

The resolution is adopted.

Mr. Henderson moves to amend,

Amend S. B. 592, H. B. 1211, An act to amend the charter of the Salisbury and Fayetteville Coast Line Railroad, by striking out in lines 16, 17 and 18 the words, "through Jones County to Cedar Point, in said county," and inserting in

place thereof the words, "by a practicable route to Cedar Point, in Carteret County."

The amendment is adopted, and the bill, as amended, passes third reading, and is ordered sent to the House of Representatives for concurrence.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 1077, bill to authorize the town of Laurinburg to vote on the question of electric light bonds, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Candler, Currie, Dula, Gudger, Henderson, Justice, Leak, London, Long, Marshall, McIntyre, McNeill, Miller of Caldwell, Robeson, Speight, Stikeleather, Stringfield, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—30.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1110, bill to amend the charter of the city of Goldsboro, and to revise and consolidate the laws in relation to said city, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Calvert, Currie, Dula, Glenn, Henderson, James, Justice, Leak, London, McIntosh, McNeill, Miller of Caldwell, Robeson, Smith, Speight, Stringfield, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—28.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1055, H. B. 1153, bill to provide for stock law in a

part of the township of Lillington, in Harnett County, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Calvert, Candler, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, London, Long, McAllister, McNeill, Michael, Miller of Caldwell, Robeson, Stikeleather, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—31.

The bill is ordered enrolled.

S. B. 1059, H. B. 1513, bill to extend the stock law territory in Franklin County, upon third reading.

The bill passes third reading, ayes 26, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Calvert, Dula, Glenn, Henderson, James, Justice, Leak, London, McAllister, McIntyre, McNeill, Miller of Caldwell, Smith, Speight, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—26.

The bill is ordered enrolled.

S. B. 943, H. B. 718, bill to prevent live stock from running at large in certain portions of Pitt County, and to consolidate and enlarge the stock law territory in said county, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Candler, Dula, Gudger, Henderson, James, Justice, Leak, London, Long, McAllister, McIntyre, McNeill, Miller of Caldwell, Robeson, Smith, Speight, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—29.

The bill is ordered enrolled.

S. B. 958, bill to amend the charter of the town of Sanford, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Crisp, Dula,Glenn, Gudger, Henderson, James, Leak, London, Long, McNeill, Miller of Caldwell, Morton, Smith, Speight, Sugg, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—28.

The bill is ordered engrossed.

S. B. 957, bill to authorize the town of Sanford to issue bonds for water-works and other purposes,upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Crisp, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, London, Long, McIntyre, Miller of Caldwell, Pinnix, Smith, Speight, Sugg, Travis, Vann, Ward, Webb,Wood, Woodard—31.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 792, H. B. 960, bill to allow Lincoln County to levy a special tax, upon second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Candler, Dula, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McNeill, Miller of Caldwell, Morrison, Pinnix, Robeson, Smith, Speight, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—27.

S. B. 1027, H. B. 1537, bill to establish graded schools in the town of Mt. Olive, Wayne County, N. C., upon second reading.

The bill passes second reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Calvert, Candler, Dula, Glenn, Gudger, Henderson, Justice, Leak, London, Marshall, McIntosh, McNeill, Michael, Morton, Pinnix, Robeson, Smith, Speight, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard —28.

S. B. 1079, bill authorizing the town of Hamlet to issue bonds and levy special taxes for public school purposes, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Calvert, Currie, Dula, Glenn, Henderson, Justice, Leak, Lindsay, London, McAllister, McIntosh, McNeill, Miller of Caldwell, Morrison, Morton, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—31.

S. B. 1024, H. B. 1463, bill to establish high schools in Wesley Chapel District, of Union County, and for other purposes, upon second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Calvert, Candler, Gudger, Henderson, Justice, Leak, Lindsay, London, Marshall, McIntyre, McNeill, Michael, Pinnix, Robeson, Stringfield, Sugg, Travis, Vann, Ward, Warren, Wood, Woodard —27.

S. B. 1138, H. B. 1205, bill in relation to the public schools of the city of Asheville, upon second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander,

Arrington, Aycock, Broughton, Calvert, Candler, Dula, Glenn, Henderson, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntyre, McNeill, Miller of Caldwell, Morton, Speight, Stringfield, Vann, Ward, Warren, Wood, Woodard—27.

S. B. 1191, bill supplemental to An act, ratified at the present session, authorizing the Commissioners of Wilkes County to levy a special tax, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Calvert, Candler, Currie, Dula, Glenn, Gudger, Henderson, Justice, Leak, Lindsay, Marshall, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Robeson, Speight, Stikeleather, Stringfield, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—31.

S. B. 1176, H. B. 955, bill to incorporate the town of Woodside, in Rowan County, upon second reading.

The bill passes second reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Calvert, Candler, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, McIntosh, McNeill, Morton, Pinnix, Speight, Stikeleather, Stringfield, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—28.

S. B. 1123, H. B. 497, bill to amend chapter 142 of the Private Laws of 1897, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, McNeill, Michael, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Travis, Vann, Ward, Ward, Warren, Webb, Wood, Woodard—32.

S. B. 1095, H. B. 1633, bill to incorporate the Raleigh and Cape Fear Railway Company, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Travis, Vann, Ward, Warren, Wood, Woodard—33.

S. B. 1096, H. B. 975, bill to survey and build a road from Laurel Springs, N. C., to Mulberry Gap, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay, London, Long, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Travis, Vann, Ward, Warren, Wood, Woodard—31.

S. B. 395, H. B. 904, bill to authorize the city of Raleigh to issue bonds for public improvements and to levy a special tax, upon concurrence in amendment by the House of Representatives.

The amendment is concurred in, and the bill, as amended, passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Calvert, Candler, Currie, Dula, Justice, Leak, London, Long, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Speight, Stringfield, Sugg, Travis, Vann, Ward, Webb, Wood, Woodard—30.

S. B. 1186, bill to regulate the stock law in Wayne County, upon second reading.

The bill passes second reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Calvert, Currie, Dula, Henderson, Justice, Leak, London, Long, McAllister, McIntosh, McIntyre, McNeill, Pinnix, Robeson, Smith, Speight, Stikeleather, Travis, Vann, Ward, Wood, Woodard—28.

S. B. 1162, bill to authorize the levy of a fence tax in a stock law territory in Beaufort County, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Candler, Currie, Dula, Henderson, Justice, Leak, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Robeson, Smith, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—34.

S. B. 1127, H. B. 1661, bill to authorize the town of Mooresville to issue bonds for improvements, said bond issue to be ratified by the qualified voters of said town before going into effect, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Calvert, Candler, Currie, Dula, Henderson, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Miller of Caldwell, Morton, Pinnix, Smith, Speight, Stikeleather, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 1128, H. B. 849, bill to improve and preserve the public roads of Charlotte Township, Mecklenburg County, upon second reading.

The bill passes second reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Calvert, Dula, Henderson, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Miller of Caldwell, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—28.

S. B. 1126, H. B. 1666, bill to authorize Jackson County to issue bonds for the purpose of constructing or aiding in the construction of a railroad to or by the town of Webster, in Jackson County, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Candler, Currie, Dula, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Speight, Stringfield, Sugg, Travis, Ward, Webb, Wood, Woodard—30.

S. B. 1124, H. B. 1483, bill to remove the county seat of Jackson County from the town of Webster to the town of Sylva, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Calvert, Candler, Currie, Dula, Henderson, James, Justice, Leak, London, Long, McIntosh, McIntyre, McNeill, Miller of Caldwell, Pinnix, Scott, Smith, Speight, Stikeleather, Stringfield, Travis, Vann, Ward, Webb, Wood, Woodard—31.

S. B. 1105, bill to refund certain bonded indebtedness of the town of Tarboro, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Calvert, Candler,

Currie, Dula, James, Leak, London, Long, Marshall, McIntosh, McIntyre, McNeill, Miller of Caldwell, Robeson, Scott, Smith, Speight, Stringfield, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—30.

S. B. 1094, H. B. 580, bill to amend the charter of the town of Hillsboro, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Calvert, Candler, Currie, Dula, Henderson, Justice, Leak, London, Long, McAllister, McIntyre, McNeill, Miller of Caldwell, Robeson, Smith, Speight, Stikeleather, Stringfield, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—30.

S. B. 1091, bill to incorporate the Atlantic and Northwestern Railway and Mining Company, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Calvert, Candler, Currie, Dula, Henderson, James, Justice, Leak, London, Long, Marshall, McIntyre, McNeill, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stringfield, Travis, Vann, Ward, Warren, Wood, Woodard—33.

S. B. 1003, bill to revise and consolidate the public school law, it being unfinished business from yesterday.

Mr. Pinnix moved to amend,

Amend section 27 by striking out all after the word "month," in line 5, to and including "it," in line 6, and insert the following: "During the months when there are no regular meetings, if at the time of the called meetings the schools are in session and the school interest requires it."

The amendment is lost.

The bill passes third reading, ayes 37, noes none, as follow:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Candler, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Travis, Vann, Ward, Warren, Wood and Woodard—37.

The bill is ordered sent to the House of Representatives without engrossment.

H. B. 1059, S. B. 1100, bill to establish stock law in certain portions of Pitt County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 782, S. B. 1145, bill to prohibit the sale and manufacture of spirituous liquors in Duplin County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1472, S. B. 1173, bill to prevent manufacture and sale of liquors within two miles of Bethel Church, in Pitt County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1006, S. B. 1147, bill to regulate hunting in Transylvania County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1263, S. B. 1135, bill to prohibit hunting without permission on lands of others in Rutherford County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1840, S. B. 1206, bill to amend chapter 81, Private Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1150, bill to amend the stock law in Johnston County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1692, S. B. 1111, bill to prohibit the manufacture of spirituous and malt liquors, and to prohibit the sale of all intoxicating liquors in Pender County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1415, S. B. 1118, bill to prevent fishing for perch with seines or nets in certain parts of New River, in Onslow County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1509, S. B. 1122, bill authorizing sureties of J. C. Hallyburton to collect taxes of Morganton for 1897, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1092, bill to amend section 2, Article 19, of the Constitution, upon second reading.

Mr. London moves to amend,

Amend section 1 of bill by striking out the words "of that race," after the words "qualified voters," in line 13.

The amendment is adopted.

Upon motion of Mr. Justice, the bill is referred to Judiciary Committee.

Upon motion of Mr. London, the bill is ordered printed.

H. B. 1352, S. B. 1067, bill to prevent the entering of certain lands in Onslow County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1150, S. B. 1179, bill to allow Trustees of Belvidere (Colored) School-House, Randolph County, to make a title to said house and lot, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1221, S. B. 1168, bill to amend chapter 360, Laws of 1897, in regard to impounding live stock in Vance County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1128, S. B. 1166, bill to amend chapter 194, Private Laws of 1897, relative to the charter of the town of Southern Pines, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 660, bill with reference to jointures, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1696, S. B. 1140, bill to amend section 2015, Volume 1, of The Code, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1158, bill to amend section 1816 of The Code, upon second reading.

The substitute offered by the committtee is adopted, and the bill, as substituted, passes second and third readings, and is ordered engrossed.

S. B. 876, bill to amend section 1043 of The Code, upon second reading.

Mr. Morton moves to amend,

Amend by striking out section 3.

The amendment is lost.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 849, S. B. 1128, bill to improve and preserve the public roads of Charlotte Township, Mecklenburg County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 955, bill to establish a dispensary at Lucama, N. C., upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1423, S. B. 1115, bill to place certain portions of Cleveland and Burke counties under the stock law, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1188, bill to amend the charter of the town of Grifton, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1865, S. B. 1218, bill to regulate State printing, ratified the 27th day of February, 1901, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 590, S. B. 942, bill for the relief of certain citizens, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 61, bill to pay jurors in certain cases, upon second reading.

Upon motion of Mr. Ward, the bill is tabled.

H. B. 893, S. B. 1177, bill to validate the registration of certain conveyances, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1377, S. B. 1133, bill to establish a new court-house for Forsyth County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1257, S. B. 1142, bill to incorporate the Yadkin Valley Institute, in Yadkin County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 730, S. B. 1175, bill to amend chapter 80, Private Laws of 1897, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1029, bill in relation to husbands who are tenants by the courtesy, upon second reading.

Upon motion of Mr. Ward, the bill is tabled.

S. B. 1120, bill to define the liabilities of inn-keepers and boarding-house keepers, upon second reading.

Upon motion of Mr. Ward, the bill is tabled.

H. B. 567, S. B. 530, bill to protect owners of timber, upon second reading.

Upon motion of Mr. Brown, the bill is tabled.

S. B. 1102, bill to regulate the employment of counsel by State institutions, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1031, S. B. 1041, bill to amend chapter 107, Private Laws of 1891, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1135, S. B. 1049, bill for the relief of certain teachers and the Treasurer of Craven County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1154, bill to repeal chapter 567, Public Laws of 1899, relating to county line in Alleghany County, upon second reading.

Upon motion of Mr. Ward, the bill is tabled.

S. B. 570, bill for the care and improvement of Capitol Square, upon second reading.

Upon motion of Mr. Henderson, the bill is tabled.

H. B. 874, S. B. 824, bill to provide for the collection of road tax in cash in Mitchell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 662, bill to provide a suitable building for a State arsenal, the Bureau of Labor and Printing, storage, and Legislative Committee rooms, upon second reading.

Upon motion of Mr. Brown, the bill is referred to Committee on Appropriations.

S. B. 604, bill to authorize the Governor and Council of State to purchase a site and build a warehouse for storage of Supreme Court reports and other public books, documents and records, upon second reading.

Upon motion of Mr. Henderson, the bill is tabled.

H. B. 1108, S. B. 1048, bill to authorize James T. Battle to peddle in Burke County without license, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1184, bill to encourage the establishment of libraries in the public schools of the rural districts, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1424, S. B. 1119, bill to authorize the Treasurer of Cleveland County to pay certain school claims, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 978, bill to protect schools, public and private, from contagious or infectious diseases, upon second reading.

Upon motion of Mr. Brown, the bill is tabled.

H. B. 1341, S. B. 1039, bill for the relief of Martin B. Williams, a public school teacher, of Sampson County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1613, S. B. 1061, bill to compel attendance in the public schools in Mitchell County, upon second reading.

Mr. Buchanan moves to amend,

"*Provided,* the Commissioners of Mitchell County, upon the application by petition of a majority of the qualified voters of any township, shall release such township from this act. The names of the petitioners to be counted and the result to be determined in the presence of any and all persons desiring to hear the result."

The amendment is adopted.

The bill, as amended, passes second and third readings, and is ordered sent to the House of Representatives for concurrence.

H. B. 957, S. B. 1074, bill for the relief of Miss Nellie Miller, a public school teacher, in Ashe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1139, S. B. 1053, bill to incorporate Theological Seminary, Ayden, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 813, S. B. 827, bill to establish a school district in Ramseytown Township, Yancey County, upon second readind.

Upon motion of Mr. Ward, the bill is tabled.

H. B. 1628, S. B. 1129, bill concerning hunting in Surry County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1464, S. B. 1058, bill to prohibit the manufacture or sale of liquors in Bladen County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1050, S. B. 1098, bill for the relief of Henry Welsted, of Currituck County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 461, S. B. 1141, bill to amend section 3422 of The Code, in regard to using fish-traps in Neuse River, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1422, S. B. 1113, bill to protect game in Cleveland County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1189, bill to repeal chapter 363, Laws of 1891, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 969, bill in relation to the sale of liquor in Crawford Township, Currituck County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 842, bill to put a part of the corporate limits of Saluda into Polk County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1207, bill to consolidate two school districts in Rutherford County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1570, S. B. 1214, bill to amend chapter 298, Publi. Laws of 1899, and chapter 419, Public Laws of 1891, relating to the shell-fish industry in Onslow County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

The Senate adjourns until 11 o'clock Monday morning.

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## FORTY-SEVENTH DAY.

SENATE CHAMBER, March 4, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Daniel.

Upon motion of Mr. McAllister, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. McIntyre for to-day.

To Mr. Justice for to-day.

To Mr. Vann until Thursday.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Wood, H. B. 1338, S. B. 1204, bill to amend the charter of Greenville, with a favorable recommendation.

H. B. 1843, S. B. 1205, bill to provide for the election of two additional Tax Collectors for Mecklenburg County, with a favorable recommendation.

H. B. 751, S. B. 1222, bill for the relief of J. N. Russell and others, stock law boundary Fence Committee, Henderson County, with a favorable recommendation.

By Mr. Dula, H. B. 1797, S. B. 1231, bill to authorize the Commissioners of the town of Marshall, in Madison County, to issue bonds, and for other purposes, with a favorable recommendation.

H. B. 1127, S. B. 1221, bill to incorporate the town of Swann Station, in the counties of Moore and Harnett, with a favorable recommendation.

H. B. 1478, S. B. 1225, bill to amend the charter of the town of China Grove, in Rowan County, with a favorable recommendation.

From the Committee on Claims:

By Mr. Long, S. B. 1196, bill to pay Mrs. Carrie Artis eight dollars due her by direct land tax, with a favorable recommendation.

S. B. 1197, bill to pay Mrs. Virginia E. Bunting fifty-one dollars and twenty-five cents, being due her by direct land tax, with a favorable recommendation.

From the Committee on Banks and Currency:

By Mr. Long, H. B. 1009, S. B. 1211, bill to incorporate the Bank of Beaufort, with a favorable recommendation.

H. B. 1397, S. B. 1131, bill to incorporate the Bank of Benson, with a favorable recommendation.

H. B. 631, S. B. 1114, bill to incorporate the Bank of Youngsville, with a favorable recommendation.

H. B. 1375, S. B. 1137, bill to incorporate the Citizens Savings Bank, of Kinston, N. C., with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. London, H. B. 1702, S. B. 1209, bill to amend chapter 131, Private Laws of 1899, amending the charter of the City-Suburban Electric Company, of Charlotte, with a favorable recommendation.

By Mr. Long, S. B. 433, bill extending the charter of the Western Railway Company, with a favorable recommendation.

By Mr. London, H. B. 1754, S. B. 1217, bill to extend the time of commencing work under amended charter of the Cape Fear and Northern Railway Company, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Ward, H. B. 1248, S. B. 892, bill to incorporate Kittrell's Methodist Episcopal Church, South, in Gates County, and to prohibit the manufacture and sale of intoxicating liquors within three miles of same, with a favorable recommendation.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 1121, a bill to incorporate the Carolina Benevolent Association.

S. B. 1088, a bill to amend chapter 1, Public Laws of 1899.

S. B. 253, a bill to equalize the apportionment of the school funds of Rutherford County for the year 1902.

S. B. 218, a bill to pay H. C. Elliott a certain school claim.

S. B. 1160, a bill to amend chapter 410 of Acts of 1897.

S. B. 768, a bill to incorporate the Farmers Mutual Fire Insurance Association, of Edgecombe County.

S. B. 1012, H. B. 59, a bill to correct State Grant No. 479. Amendment to H. B. 59.

S. B. 1040, H. B. 1037, a bill to regulate stock law elections in Transylvania County. Amendments to H. B. 1037.

S. B. 1104, a bill to incorporate the Salisbury Loan and Trust Company.

S. B. 958, a bill to amend the charter of the town of Sanford.

S. B. 1158, a bill to amend section 1816 of The Code. Substitute.

S. B. 1188, a bill to amend the charter of the town of Grifton.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 1010, H. B. 1452, An act to incorporate the White Oak River and Onslow Tramway Company.

S. B. 715, H. B. 1442, An act to establish a State Board of Embalming, to regulate the practice of embalming, and the care and disposition of the dead.

S. B. 1028, H. B. 1546, An act to incorporate the Raleigh and Virginia Railway Company.

S. B. 1070, H. B. 1042, An act to incorporate the Winston Aid and Benevolent Association of North Carolina.

S. B. 1128, H. B. 849, An act to improve and preserve the public roads of Charlotte Township, in Mecklenburg County.

S. B. 1142, H. B. 1257, An act to incorporate Yadkin Valley Institute, in Yadkin County, North Carolina.

S. B. 1133, H. B. 1377, An act to establish a new courthouse for Forsyth County.

S. B. 1161, H. B. 1904, An act to establish a new township in the county of Wayne, to be known as Buck Swamp Township.

S. B. 1140, H. B. 1696, An act to amend section two thousand and fifteen (2015) of the first (1st) volume of The Code of North Carolina.

S. B. 1039, H. B. 1341, An act for the relief of Martin B. Williams, a public school teacher, of Sampson County.

S. B. 450, H. B. 422, An act to incorporate the South and Western Railway Company.

S. B. 1035, H. B. 1001, An act to prohibit the manufacture and sale of intoxicating liquors within two miles of the Thomasville Baptist Orphanage.

S. B. 1085, H. B. 1331, An act to regulate the killing of birds in the county of Cabarrus.

S. B. 1036, H. B. 1077, An act to prevent the felling of timber in Tar River, in Granville County.

S. B. 1145, H. B. 782, An act to prevent the manufacture and sale of any spirituous, vinous or malt liquors within the county of Duplin.

S. B. 1059, H. B. 1513, An act to extend the stock law in Franklin County.

S. B. 744, H. B. 1593, An act to amend the charter of the town of Mount Airy, chapter 304, of the Private Acts of 1891.

S. B. 1100, H. B. 1059, An act to establish stock law in certain portions of Pitt County.

S. B. 1147, H. B. 1006, An act to regulate hunting in Transylvania County.

S. B. 1111, H. B. 1692, An act to prohibit the manufacture of spirituous and malt liquors, and to prohibit the sale of all intoxicating liquors in Pender County.

S. B. 509, H. B. 1026, An act to amend chapter seventy-eight (78), Private Laws of North Carolina 1889, to incorporate the town of Southport.

S. B. 1047, H. B. 1109, An act to amend chapter eighty-two (82) of the Private Laws of eighteen hundred and seventy-four (1874).

S. B. 1060, H. B. 1566, An act to amend the charter of the town of Selma, in Johnston County.

S. B. 1051, H. B. 1114, An act for the relief of the Clerk of the Superior Court of Montgomery County.

S. B. 1058, H. B. 1464, An act to prohibit the manufacture of spirituous and malt liquors, and to prohibit the sale of all intoxicating liquors in Bladen County.

S. B. 1014, H. B. 1066, An act to amend chapter 456 of the Public Laws of 1899.

S. B. 1175, H. B. 730, An act to amend an act entitled An act to amend an act entitled An act to incorporate the Trustees of the Kittrell Industrial Normal School, ratified

the 7th day of March, 1887, being chapter 18 of the Laws of 1889, as amended by chapter 80, Private Laws of 1897.

S. B. 961, H. B. 876, An act to establish a graded school in Marion, N. C.

S. B. 1033, H. B. 1096, An act to incorporate the Central Power Company.

S. B. 1054, H. B. 1146, An act to incorporate the Bread Winners' Mutual Benevolent Association.

S. B. 1056, H. B. 937, An act to amend chapter 74 of the Laws of 1897, entitled An act for the protection of game in Warren County, and for the regulation of hunting and shooting of the same.

S. B. 1063, H. B. 1105, An act to amend and ratify the charter and articles of agreement of the W. T. Weaver Power Company.

S. B. 1038, H. B. 1294, An act to change the line between Mayo and Price townships, in Rockingham County.

S. B. 1117, H. B. 1729, An act directing the payment of certain claims for services rendered concerning the oyster industry of North Carolina.

S. B. 1086, H. B. 1413, An act to pay a claim of one hundred and sixty-six dollars to John F. Foster for services rendered in the State in the interest of the Shell-Fish Industry of North Carolina.

S. B. 1037, H. B. 1076, An act to prohibit the killing of game in Granville County between certain seasons.

S. B. 933, H. B. 1123, An act to protect certain game birds.

S. B. 1112, H. B. 1612, An act authorizing the Commissioners of Yadkin County, North Carolina, to sell the old jail site.

S. B. 1132, H. B. 1751, An act to incorporate the Kinston Savings and Trust Company.

S. B. 1046, H. B. 962, An act to incorporate the Transylvania Railroad Company, and to amend the charter of said company heretofore granted.

S. B. 1071, H. B. 1200, An act to protect fish in certain streams in Yancey County.

S. B. 941, H. B. 1447, An act to protect game in Mitchell County.

S. B. 1044, H. B. 977, An act to amend the charter of the city of Hot Springs, in the county of Madison.

S. B. 1178, H. B. 1769, An act to amend chapter 581, Public Laws of 1899.

S. B. 1057, H. B. 260, An act to prevent the manufacture and sale of any spirituous, vinous and malt liquors within the county of Ashe.

S. B. 1141, H. B. 461, An act to amend section 3422 of The Code.

S. B. 1115, H. B. 1423, An act to place certain portions of Cleveland and Burke counties under the stock law.

S. B. 1098, H. B. 1050, An act for the relief of Henry Welsted.

S. B. 1048, H. B. 1108, An act to authorize James T. Battle, an ex-Confederate soldier, to peddle without paying tax.

S. B. 1206, H. B. 1840, An act to amend chapter eighty-one (81) of Private Laws of 1899.

S. B. 824, H. B. 874, An act to provide for collecting road taxes in cash in Mitchell County.

S. B. 1074, H. B. 957, An act for the relief of Miss Nelie Miller.

S. B. 1113, H. B. 1422, An act to protect the game in Cleveland County.

S. B. 1218, H. B. 1865, An act supplemental to an act entitled An act to regulate the State printing, ratified the 27th day of February, 1901.

S. B. 1004, H. B. 1801, An act to establish a stock law in certain portions of Wayne County.

S. B. 959, H. B. 319, An act for the relief of Thomas P. Wilcox, late Sheriff of Pasquotank County.

S. B. 986, H. B. 1791, An act to allow the city of Salisbury to issue bonds for graded schools and for other purposes.

S. B. 927, H. B. 340, An act to incorporate the Asheville and Weaverville Railway and Power Company, of Buncombe County.

S. B. 1043, H. B. 1015, An act to drain and straighten Sandy Run Creek, in Cleveland County.

S. B. 814, H. B. 1603, An act for the relief of F. W. Nelson, Tax Collector for the town of Mebane, Alamance County, N. C.

S. B. 1026, H. B. 1530, An act to authorize the Commissioners of Transylvania County to levy a special tax.

S. B. 996, H. B. 1335, An act to prevent the manufacture and sale of any spirituous or malt liquors in Yancey County.

S. B. 992, H. B. 1559, An act to provide a cotton-weigher for the town of Gibson, in the county of Scotland.

S. B. 1066, H. B. 1079, An act to incorporate the Clinton and Dunn Telephone Company.

S. B. 939, H. B. 1078, An act to prohibit hunting game on the lands of another in Orange County without written consent of the owner.

S. B. 934, H. B. 1286, An act to incorporate the Oxford Seminary for girls.

S. B. 888, H. B. 843, An act to prevent fishing in Little Elk Creek, in Mitchell County, for the next four years.

S. B. 997, H. B. 1406, An act to incorporate the Yadkin Valley Normal and Industrial Academy for the Colored Race, at Wilkesboro, N. C.

S. B. 858, H. B. 924, An act for the relief of A. C. Morrow, a school teacher, of Rutherford County.

S. B. 926, H. B. 689, An act to authorize the Secretary of State to issue a land grant to J. M. Kitchens.

S. B. 881, H. B. 868, An act to appoint a cotton-weigher for the town of Laurinburg.

S. B. 837, H. B. 878, An act to incorporate Pamlico Lodge, No. 73, K. of P.

S. B. 796, H. B. 457, An act to repeal chapter one hundred and ninty-one, Public Acts of one thousand eight hundred and ninety-seven, entitled An act to establish a dispensary at Waxhaw, North Carolina, to authorize an investment of the profits derived from said dispensary, to prohibit the sale of liquors in the township of Jackson and Sandy Ridge, in Union County, and for other purposes.

S. B. 832, H. B. 883, An act to incorporate the Home Mission Committee of the Presbytery of French Broad.

S. B. 851, H. B. 923, An act for the relief of Mrs. A. C. Morrow, a school teacher, of Rutherford County.

S. B. 849, H. B. 912, An act to protect game in Bertie County.

S. B. 855, H. B. 852, An act to amend the charter of the town of Ringwood, N. C.

S. B. 1055, H. B. 1153, An act to provide for stock law in a part of the township of Lillington, Harnett County.

S. B. 1159, H. B. 1839, An act to incorporate the Elkin and Alleghany Railway and Power Company, and for other purposes.

S. B. 994, H. B. 1407, An act for the relief of D. W. Lee, a public school teacher, of Wilkes County, North Carolina.

S. B. 1041, H. B. 1031, An act to amend chapter 107, Private Laws 1891.

S. B. 592, H. B. 1211, An act to amend the charter of the Salisbury and Fayetteville Coast Line Railway Company.

S. B. 821, H. B. 1003, An act to incorporate the French Broad and Southern Railroad Company.

S. B. 998, H. B. 1012, An act to amend chapter fifty-four of the Public Laws of 1899.

S. B. 1062, H. B. 1621, An act to declare the North Caroline Talc and Mining Company a duly incorporated company, and to ratify, confirm, amend and enlarge its charter.

S. B. 862, H. B. 1554, An act for the relief of C. D. Morgan, ex-Treasurer of Currituck County.

S. B. 180, H. B. 856, An act to incorporate the town of Jonesville, in the county of Yadkin.

S. B. 960, H. B. 1473, An act to establish a public ferry across Pee Dee or Yadkin River, between the counties of Montgomery and Stanly.

S. B. 1073, H. B. 940, An act to establish a new township in Madison County.

S. B. 912, H. B. 1784, An act to create a Road Commission for Union County.

S. B. 1067, H. B. 1352, An act to prevent the entering of certain lands in Onslow County.

S. B. 1049, H. B. 1135, An act to amend an act entitled An act for the relief of certain teachers and the Treasurer of Craven County, ratified 14th day of June, 1900.

S. B. 1053, H. B. 1139, An act to incorporate the Freewill Baptist Theological Seminary.

S. B. 1118, H. B. 1415, An act to prevent fishing for perch with seines or nets in certain parts of New River, in Onslow County.

S. B. 1179, H. B. 1150, An act to allow the Trustees of Belvidere (Colored) School-House, in Randolph County, to make a title to said house and lot.

S. B. 1122, H. B. 1509, An act authorizing sureties of J. C. Hallyburton to collect town taxes of Morganton for 1897.

S. B. 1214, H. B. 1570, An act to amend chapter 298, Public Laws of 1889, and chapter 419, Public Laws of 1891, relating to the Shell-Fish Industry in Onslow County.

S. B. 924, H. B. 1748, An act to protect deer and fish in Bladen and Columbus counties.

S. B. 743, H. B. 1592, An act to authorize the Commissioners of the town of Mt. Airy to issue bonds to supply the town with water, and for other purposes.

S. B. 745, H. B. 1594, An act to withdraw authority from the Commissioners of Mount Airy to issue certain bonds.

S. B. 948, H. B. 1790, An act to allow the Board of County Commissioners of Watauga County to levy a special tax.

S. B. 1173, H. B. 1472, An act to prevent the sale and manufacture of spirituous, malt or vinous liquors within two miles of Bethel Baptist Church, in Pitt County.

S. B. 1168, H. B. 1221, An act to regulate the impounding of live stock in Vance County.

S. B. 1166, H. B. 1128, An act to amend chapter one hundred and ninety-four of the Private Laws of the General Assembly of one thousand eight hundred and ninety-seven.

S. B. 1119, H. B. 1424, An act to authorize the Treasurer of Cleveland County to pay certain school claims.

S. B. 1177, H. B. 893, An act to validate the registration of certain conveyances.

S. B. 1129, H. B. 1628, An act concerning hunting in the county of Surry.

S. B. 1135, H. B. 1263, An act to protect land owners in Rutherford County.

S. B. 865, H. B. 1788, An act to provide for working convicts in Mitchell County.

S. B. 351, H. B. 1099, An act to apportion the members of the House of Representatives.

S. B. 1065, H. B. 1094, An act to extend the duration of the corporate existence of the Yadkinville Normal School.

S. B. 683, H. B. 1365, An act to incorporate the Rutherfordton, Hickorynut Gap and Asheville Railway.

S. B. 1034, H. B. 1005, An act for the protection of certain citizens of Transylvania County in regard to back taxes.

S. B. 1089, H. B. 1196, An act to increase the number of County Commissioners of Gaston County.

S. B. 1032, H. B. 1231, An act to amend chapter five hundred and eighty-one, Public Laws of 1899, relating to the working of Public Roads of Rockingham County.

S. B. 1015, H. B. 1178, An act to amend the charter of the town of Lenoir, in Caldwell County.

S. R. 1144, H. R. 301, A joint resolution calling upon the Senators and Representatives from North Carolina, in Con-

gress, to secure an appropriation from the National Government to erect a suitable monument to mark the grave of the famous Indian Chief, Junaluska.

S. B. 1016, H. B. 979, An act to create the office of County Treasurer in the county of Beaufort.

S. B. 1050, H. B. 1129, An act to authorize the Commissioners of McDowell County to redistrict the county into townships.

S. B. 1072, H. B. 1321, An act to incorporate the Washington and Plymouth Railroad Company.

S. B. 1009, H. B. 1448, An act to amend chapter one hundred and seventy-five of the Private Laws of one thousand eight hundred and fifty-two, entitled An act to incorporate the proprietors of the Wilmington Cemetery.

S. B. 856, H. B. 885, An act to enable the Board of School Directors of Buncombe County and certain School Committees in certain districts in said county to pay certain pecuniary obligations heretofore made by school districts in said county.

S. B. 943, H. B. 718, An act to prevent live stock from running at large in certain portions of Pitt County, and to consolidate and enlarge the stock law territory of said county.

S. B. 893, H. B. 1264, An act to amend the charter of the town of Ellenboro.

S. B. 536, H. B. 1102, An act to amend chapter fifty-eight of the Public Laws of eighteen hundred and ninety-nine.

S. B. 887, H. B. 795, An act to establish a dispensary for the town of Winton.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 1849, S. B. 1239, bill to regulate the shipping of liquor in Buncombe and Madison counties.

The bill is placed on the Calendar.

H. B. 1470, S. B. 1240, bill to amend section 72 of The Code, so far as applicable to the bond of Superior Court Clerk of Currituck County. Referred to Judiciary Committee.

H. B. 1747, S. B. 920, bill to amend charter of the city of Raleigh.

The bill is placed on the Calendar.

H. B. 1862, S. B. 1241, bill to pay J. G. Bowles $16.28 for services as a public school teacher. Referred to Committee on Education.

H. B. 1778, S. B. 1242, bill supplemental to An act to protect and promote the oyster industry of North Carolina, ratified February 26, 1901.

The bill is placed on the Calendar.

H. B. 1308, S. B. 1243, bill to authorize the Board of Commissioners for counties of Mecklenburg, Gaston and Lincoln, or any one in conjunction with another, to establish a public bridge over the Catawba River at Rozzell's Ferry.

The bill is placed on the Calendar.

H. B. 1228, S. B. 1244, bill to incorporate the Rowland Lumber Company. Referred to Committee on Corporations.

H. B. 1474, S. B. 1245, bill to protect fish in Watauga and Elk rivers, in Watauga County. Referred to Committee on Propositions and Grievances.

H. B. 1906, S. B. 1246, bill to protect game in Mecklenburg County.

The bill is placed on the Calendar.

H. B. 1529, S. B. 1247, bill to amend the charter of the city of Hickory.

The bill is placed upon the Calendar.

H. B. 1179, S. B. 1248, bill to establish a dispensary for the town of Murfreesboro. Referred to Committee on Propositions and Grievances.

H. B. 1781, S. B. 1249, bill to raise revenue to build bridges and improve the public roads in Hickory Township,

Catawba County. Referred to Committee on Counties, Cities and Towns.

H. B. 1378, S. B. 1250, bill to extend the time of organization and charter of Winston-Salem Trust and Deposit Company, and to amend said charter. Referred to Committee on Banks and Currency.

H. B. 1910, S. B. 1251, bill to authorize the Board of Commissioners of Mecklenburg County to pay Matthew Ferrell claim of $22.35.

The bill is placed on the Calendar.

H. B. 624, S. B. 74, bill to amend chapter 356, Public Laws of 1899, relative to the stock law for Johnston County.

The bill is placed on the Calendar.

H. B. 1711, S. B. 1252, bill to incorporate the Ladies' Aid Society of the M. E. Church, South, at Murfreesboro, N. C. Referred to Committee on Propositions and Grievances.

H. B. 1827, S. B. 1253, bill to protect drainage in Beaufort, Tyrrell, Pitt and Craven counties. Referred to Committee on Propositions and Grievances.

H. B. 1332, S. B. 1254, bill to prevent public drunkenness in Poplar Branch Township, Currituck County. Referred to Committee on Propositions and Grievances.

H. R. 1918, S. R. 1255, resolution of thanks to citizens of Raleigh for their preparation for inaugural ceremonies.

The resolution is placed on the Calendar.

A message is received from the House requesting the return of H. B. 1571, S. B. 1201, to the House of Representatives for its custody and consideration.

Upon motion of Mr. Speight, the bill is returned to the House.

H. B. 1863, S. B. 1270, bill to change the name of the Atlantic Development Company.

The bill is placed on the Calendar.

H. B. 552, S. B. 940, bill to appoint a Board of Examiners to visit State institutions.

The bill is placed on the Calendar.

Upon motion of Mr. Broughton, the vote by which this bill passed second and third readings is reconsidered.

H. B. 1388, S. B. 1281, bill to incorporate the Bank of Davie.

Placed on the Calendar.

H. B. 973, S. B. 1271, bill to apportion the several Congressional Districts.

The bill is placed on the Calendar.

H. B. 1394, S. B. 1272, bill to amend the charter of the town of Lincolnton.

The bill is placed on the Calendar.

H. R. 1216, S. R. 1273, resolution in favor of Edwards & Broughton and U. M. Uzzell, public printers.

The resolution is placed on the Calendar.

H. B. 353, S. B. 588, bill for the relief of certain officers and witnesses who attend the courts as witnesses before the grand jury.

The bill is placed on the Calendar.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Gudger, S. B. 1256, bill to incorporate the Asheville Savings Institution of Asheville. Referred to Committee on Corporations.

By Mr. Speight, S. B. 1257, bill to amend chapter 101, Private Laws of 1897, changing the name of said association.

The bill is placed on the Calendar.

By Mr. Ward, S. B. 1258, bill to provide for and regulate the collection of fines in Martin County.

The bill is placed on the Calendar.

By Mr. Broughton, S. B. 1259, bill to incorporate the Central Trust Company. Referred to Committee on Corporations.

By Mr. Travis, S. B. 1260, bill to provide for the inspection of illuminating oils and fluids. Referred to Judiciary Committee.

By Mr. Gudger, S. B. 1261, bill to amend chapter 152, Laws of 1893. Referred to Judiciary Committee.

By Mr. Gudger, S. B. 1262, bill to amend section 3119 of The Code. Referred to Judiciary Committee.

By Mr. Morton, S. B. 1263, bill to make the apportionment of members of the Senate.

The bill is placed on the Calendar.

S. B. 1264, bill to amend chapter 272, Laws of 1893. Referred to Judiciary Committee.

By Mr. Glenn, S. B. 1265, bill to provide an adequate support for the Agricultural and Mechanical College for the Colored Race, and to pay for its farm and other purposes. Referred to Committee on Education.

By Mr. Glenn, S. B. 1266, bill to revise the charter of the city of Greensboro. Referred to Committee on Counties, Cities and Towns.

By Mr. Calvert, S. B. 1267, bill to amend chapter 60, Laws of 1876-'77.

The bill is placed on the Calendar.

By Mr. Foushee, S. B. 1268, bill to amend An act amending the charter of the city of Durham.

The bill is placed on the Calendar.

By Mr. Travis, S. B. 1269, bill to amend the charter of the town of Halifax. Referred to Committee on Counties, Cities and Towns.

By Mr. Scott, S. B. 1274, bill to prevent jumping from moving trains at Haw River, N. C.

The bill is placed on the Calendar.

By Mr. Lindsay, S. B. 1275, bill to allow incorporated towns in Rockingham County to vote on the question of dispensaries.

The bill is placed on the Calendar.

By Mr. London (by request), S. B. 1276, bill relative to attorneys at law. Referred to Judiciary Committee.

By Mr. Henderson, S. B. 1277, bill to amend chapter 237, Private Laws of 1899.

The bill is placed on the Calendar.

By Mr. Pinnix, S. B. 1278, bill to allow the county of Davie to fund her outstanding railroad bonds.

The bill is placed on the Calendar.

By Mr. Arrington, S. B. 1279, bill supplemental to An act passed at this session of the General Assembly creating sixteen Judicial Districts. Referred to Judiciary Committee.

By Mr. Smith, S. B. 1280, bill to repeal chapter 417, Laws of 1891, and to provide for the geological survey of the State under the supervision of the Board of Agriculture. Referred to Committee on Agriculture.

Upon motion of Mr. Foushee, H. B. 1688, S. B. 1282, bill to authorize the Aldermen of the city of Durham, N. C., to issue bonds, is taken from the Calendar and placed on its first reading.

The bill is referred to Committee on Counties, Cities and Towns.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 1096, H. B. 975, bill to survey and build a road from Laurel Springs, N. C., to Mulberry Gap, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—32.

The bill is ordered enrolled.

S. B. 1186, bill to regulate the stock law in Wayne County, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—33.

Bill is ordered sent to the House of Representatives without engrossment.

S. B. 1138, H. B. 1205, bill in relation to the public schools of the city of Asheville, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Broughton, Burroughs, Candler, Currie, Dula, Foushee, Glenn, Henderson, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—29.

Bill is ordered enrolled.

S. B. 792, H. B. 96, bill to allow Lincoln County to levy a special tax, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Calvert, Currie, Dula, Foushee, Glenn, Henderson, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Morton, Pinnix, Robeson, Speight, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—30.

Bill is ordered enrolled.

S. B. 395, H. B. 904, bill to authorize the city of Raleigh to issue bonds for public improvements, and to levy a special tax, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Calvert, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Miller of Caldwell, Morton, Robeson, Smith, Speight, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—30.

Bill is ordered enrolled.

S. B. 1024, H. B. 1462, bill to establish High Shcools in Wesley Chapel District, of Union County, and for other purposes, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Travis, Ward, Warren, Webb, Wood, Woodard—30.

Bill is ordered enrolled.

S. B. 1079, bill authorizing the town of Hamlet to issue bonds and levy special taxes for public school purposes, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—31.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1191, bill to be entitled an act supplemental to An act, ratified at the present session, authorizing the Commissioners of Wilkes County to levy a special tax, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—29.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1027, H. B. 1537, bill to establish graded schools in the town of Mt. Olive, Wayne County, N. C., upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Broughton, Burroughs, Candler, Currie, Dula, Foushee, Glenn, Henderson, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—31.

The bill is ordered enrolled.

S. B. 1176, H. B. 955, bill to incorporate the town of Woodside, in Rowan County, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill,

Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Scott, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—30.

The bill is ordered enrolled.

S. B. 1091, bill to incorporate the Atlantic and Northwestern Railway and Mining Company, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—32.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1094, H. B. 580, bill to amend the charter of the town of Hillsboro, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—31.

The bill is ordered enrolled.

S. B. 1105, bill to refund certain bonded indebtedness of the town of Tarboro, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morrison, Mor-

ton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—31.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1124, H. B. 1483, bill to remove the county seat of Jackson County from the town of Webster to the town of Sylva, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—32.

The bill is ordered enrolled.

S. B. 1126, H. B. 1666, bill to authorize Jackson County to issue bonds for the purpose of constructing or aiding in the construction of a railroad to or by the town of Webster, in Jackson County, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—31.

The bill is ordered enrolled.

S. B. 1162, bill to authorize the levy of a fence tax in a stock law territory in Beaufort County, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula,

Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard —33.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1123, H. B. 497, bill to amend chapter 142 of the Private Laws of 1897, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1127, H. B. 1661, bill to authorize the town of Mooresville, N. C., to issue bonds for improvements, said bond issue to be ratified by the qualified voters of said town before going into effect, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—34.

Bill is ordered enrolled.

S. B. 1095, H. B. 1633, bill to incorporate the Raleigh and Cape Fear Railway Company, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—31.

The bill is ordered sent to the House of Representatives without engrossment for concurrence in amendment.

Upon motion of Mr. Travis, S. B. 1022, bill to extend the corporate limits of the town of Roanoke Rapids, is recalled from the Committee on Counties, Cities and Towns, and placed upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—32.

S. B. 1167, H. B. 1170, bill to amend the charter of the city of Winston, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—31.

S. B. 1183, H. B. 1503, bill authorizing the Commissioners of Duplin County to sell the house for the aged and infirm, and other public grounds, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—31.

S. B. 1125, H. B. 1669, bill to authorize the Board of Commissioners of Scotland County to issue bonds, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, Lindsay, London, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—31.

S. B. 1143, H. B. 1195, bill to amend the charter of the town of Mt. Holly, in Gaston County, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—32.

S. B. 619, H. B. 942, bill to authorize and empower the Board of Commissioners of Madison County to use certain funds, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Marshall, McAllister,

McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—30.

S. B. 1163, bill to authorize the city of Salisbury to issue bonds for street improvements, upon second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—27.

S. B. 1213, H. B. 1656, bill to provide for working the public roads in Catawba County, and issuing bonds for the same, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—30.

S. B. 1180, H. B. 1728, bill to be entitled an act supplemental to an act entitled An act to authorize the Commissioners of Harnett County to issue bonds to build a bridge across Cape Fear River, and to levy a special tax, upon second reading.

The bill passes second reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson,

Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—27.

S. B. 1237, H. B. 1717, bill to amend chapter 269, Public Laws of 1899, the same being An act to establish a graded school in the town of Albemarle, Stanly County, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood, Woodard—31.

S. B. 1226, H. B. 1567, bill to authorize the Commissioners of Chatham County to levy a special tax, upon second reading.

Mr. London moves to amend,

Amend section 1 by inserting in line 3, after the word "tax," the words "for the year 1901, and the year 1902," and strike out the words "any manner" in line 8 of section 1, and insert the words "either year."

The motion is adopted.

The bill, as amended, passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Calvert, Candler, Currie, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Ward, Warren, Webb, Wood and Woodard—31.

Mr. Lindsay moves to recall from the Enrolling Clerk's office H. B. 1224, S. B. 1017, bill to repeal chapter 268, Public Laws of 1899, and to reconsider the vote by which the bill passed its third reading.

The motion is adopted.

Upon motion of Mr. Broughton, H. B. 552, S. B. 940, bill to appoint a Board of Examiners to visit State institutions, is recalled from the House of Representatives.

H. B. 1035, S. B. 1084, bill for the protection of fish in Henderson and Yancey counties, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1453, S. B. 1236, bill to incorporate Gilliam & Lyon, bankers, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1762, S. B. 1130, bill to repeal chapter 34, Private Laws of 1893, incorporating the town of Inanda, Buncombe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1855, S. B. 1229, bill to amend chapter 19, Laws of 1883, relating to the Horner School at Oxford, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 965, S. B. 1146, bill to authoribe the Treasurer of Cherokee to pay E. M. Deaver nine and 81-100 dollars, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 433, bill extending the charter of the Atlantic and Western Railway Company, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1253, S. B. 1148, bill to regulate the meeting of the Board of Commissioners of Edgecombe County, and to provide adequate compensation for the chairman of said board, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1697, S. B. 1134, bill to amend chapter 162, Public Laws of 1895, in so far as it applies to Beaufort County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 966, bill to promote the ends of justice by allowing County Commissioners to have an additional number of jurors summoned to any term or terms of Court, upon second reading.

The amendment reported by the Committee is adopted, and the bill passes second and third readings, and is ordered engrossed.

H. B. 1328, S. B. 1116, bill to amend chapter 105, Laws of 1846, and chapter ...., Laws of 1883, relating to Caldwell and Watauga Turnpike Road, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1353, S. B. 1172, bill to protect the owners of boats, skiffs and nets, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1585, S. B. 1139, bill to amend chapter 30, Laws of 1813, upon second reading.

Bill passes ecnd and third readings, and is ordered enrolled.

H. B. 1476, S. B. 1136, bill to prevent the obstruction of upper Little River, in Caldwell County, by cutting timber in same, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1224, S. B. 1017, bill to repeal chapter 268, Public Laws of 1899, upon second reading.

The substitute offered by the committee is adopted.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1092, S. B. 1170, bill to relieve certain citizens of Forsyth County from a special tax, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1471, S. B. 995, bill to prohibit the manufacture and sale of liquor within four miles of Leaksville Baptist Church, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 685, S. B. 1083, bill to regulate hunting and to protect game, upon second reading.

Bill passes second and third readings. and is ordered enrolled.

H. B. 1137, S. B. 1052, bill to regulate the sale of intoxicating liquors in Macon County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1190, bill to authorize the State Board of Education to employ State Supervisors to aid in supervision of public schools, and aid in the execution of the school law, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1007, bill to amend subsections 8 and 10 of The Code of North Carolina, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1106, bill to condemn land for a water supply for the State Hospital at Morganton, upon second reading.

Bill passes second reading.

S. B. 1267, bill to amend chapter 60, Laws of 1876-'77, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1754, S. B. 1217, bill to extend the time of commencing work under amended charter of the Cape Fear and Northern Railway Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1257, bill to amend chapter 101, Private Laws of 1897, changing name of said association, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 1268, bill to amend An act amending the charter of the city of Durham, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. R. 1918, S. R. 1255, resolution of thanks to citizens of Raleigh, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

S. B. 1258, bill to provide for and regulate the collection of fines in Martin County, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

S. B. 1274, bill to prevent jumping from moving trains at Haw River, N. C., upon second reading.

Bill passes second and third readings, and is ordered sent to the House without engrossment.

H. B. 973, S. B. 1271, bill to apportion the several Congressional Districts, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Henderson, the vote by which the amendment to H. B. 552, S. B. 940, bill to appoint a Board of Examiners to visit State institutions, was adopted, is reconsidered.

The amendment is lost.

The bill passes third reading, and is ordered enrolled.

H. B. 1394, S. B. 1272, bill to amend the charter of the town of Lincolnton, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1277, bill to amend chapter 237, Private Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered sent to the House without engrossment.

H. R. 1216, S. R. 1273, resolution in favor of Edwards & Broughton and E. M. Uzzell, State printers, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1275, bill to allow incorporated towns in Rockingham County to vote on the question of dispensaries, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1248, S. B. 892, bill to incorporate Kittrell's Methodist Episcopal Church, South, in Gates County, and to prohibit the manufacture and sale of intoxicating liquors within three miles of same, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1529, S. B. 1247, bill to amend the charter of the city of Hickory, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Aycock, the Senate adjourns until to-morrow at 10 o'clock.

## FORTY-EIGHTH DAY.

SENATE CHAMBER, March 5, 1901.

The Senate meets pursuant to adjournment.

Prayer by Elder P. D. Gold.

Upon motion of Mr. Henderson, the reading of the Journal is dispensed with, and the same stands approved.

Mr. Gudger makes a statement to the Senate that his overcoat, containing several bills of which there are no duplicate copies, had been taken from the Senate Chamber, by mistake, by a citizen of Johnston County, and he therefore moves that an officer be sent to procure and return the said overcoat and bills.

The motion is adopted.

Mr. Henderson makes a statement to the Senate that S. B. 278, bill to amend section 258 of The Code, relating to the verification of pleadings by corporations, and

S. B. 606, bill to amend section 8 of chapter 235 of the Public Laws of 1899, have been lost in the House of Representatives, and he thereupon moves that the Engrossing Clerk be instructed to report duplicate copies of said bills, and that they be sent to the House of Representatives.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Wood, H. B. 1688, S. B. 1182, bill to authorize the Aldermen of the city of Durham, N. C., to issue bonds, with a favorable recommendation.

S. B. 878, bill to amend the charter of the city of Durham, with a favorable recommendation.

S. B. 1269, bill to amend the charter of the town of Halifax, with a favorable recommendation.

The bill is placed on the Calendar.

By Mr. Dula, H. B. 1781, S. B. 1249, bill to raise revenue to contruct bridges and improve the public roads in Hickory Township, Catawba County, with a favorable recommendation.

S. B. 1266, bill to revise the charter of the city of Greensboro, with a favorable recommendation.

By Mr. Robeson, H. B. 1320, S. B. 1228, bill to validate stock law election in Macon County, and have fence erected, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Brown, S. B. 1224, bill to establish a dispensary at Kenly, N. C., with a favorable recommendation.

H. B. 1334, S. B. 1200, bill to create stock law in a portion of Ocracoke Township, Hyde County, with a favorable recommendation.

H. B. 1711, S. B. 1252, bill to incorporate the Ladies' Aid Society of the M. E. Church, South, of Murfreesboro, N. C., with a favorable recommendation.

H. B. 1171, S. B. 1223, bill to establish stock law in certain portions of Pamlico County, with a favorable recommendation.

H. B. 1508, S. B. 1216, bill to provide for the passage of fish up Linville River, in Burke County, with a favorable recommendation.

H. B. 1117, S. B. 1248, bill to establish a dispensary for the town of Murfreesboro, with a favorable recommendation.

By Mr. Arrington, H. B. 1326, S. B. 1233, bill for the relief of W. Hyman, with a favorable recommendation.

H. B. 1474, S. B. 1245, bill to protect fish in Watauga and Elk Rivers, in Watauga County, with a favorable recommendation.

S. B. 1195, bill supplemental to an act to amend and consolidate the Union County dispensary law, with a favorable recommendation.

H. B. 1332, S. B. 1254, bill to prevent public drunken-

ness in Poplar Branch Township, Currituck County, with a favorable recommendation.

S. B. 1234, bill to establish a dispensary for the town of Mayodan, in Rockingham County, with a favorable recommendation.

H. B. 1659, S. B. 1202, bill to repeal chapter 683, Public Laws of 1899, in relation to Neuse River being a lawful fence, with a favorable recommendation.

H. B. 1681, S. B. 1199, bill to amend chapter 649, Laws of 1899, regarding obstructions in Moccasin River, Lenoir County, with a favorable recommendation.

From the Committee on Penal Institutions:

By Mr. Arrington, S. B. 990, bill for the relief of J. M. Johnson, with a favorable recommendation.

H. B. 1802, S. B. 1230, bill to amend chapter 241, Private Laws of 1899, with a favorable recommendation.

From the Committee on Public Roads:

By Mr. Buchanan, H. B. 1689, S. B. 1181, bill to improve the public roads in the county of McDowell, with a favorable recommendation.

By Mr. Alexander, H. B. 1758, S. B. 1174, bill to amend chapter 581, Acts of 1899, relative to the road law of River Township, in Warren County, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. Morton, H. B. 1224, S. B. 964, bill to incorporate the Atlantic and North Carolina Railroad Company, with a favorable recommendation.

Mr. Henderson, from the Committee on Corporations, announces that the committee was unable to secure a quorum, and recommends that the following bills be placed on the Calendar:

S. B. 1259, bill to incorporate the Central Trust Company.

H. B. 1690, S. B. 1220, bill to incorporate the Montane Road and Power Company.

H. B. 1228, S. B. 1244, bill to incorporate the Rowland Lumber Company.

S. B. 1256, bill to incorporate the Asheville Savings Institution, of Asheville.

The bills are ordered placed on the Calendar.

ENGROSSED BILLS.

Mr. Gudger, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 966, bill to promote the ends of justice by allowing County Commissioners the authority to have an additional number of jurors summoned to any term or terms of Court.

S. B. 433, bill extending the charter of the Atlantic and Western Railway Company.

S. B. 1258, bill to provide for and regulate the collection of fines in Martin County.

S. B. 1257, bill to amend chapter 101 of the Private Laws of 1897, and to change the name of said association.

S. B. 278, bill to amend section 258 of The Code, relating to the verification of pleadings by a corporation. Duplicate.

S. B. 606, bill to amend section 8 of chapter 235, of the Public Laws of 1899. Duplicate.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 1285, S. B. 1282, bill authorizing the Commissioners of Yancey County to issue bonds. Referred to Committee on Counties, Cities and Towns.

H. B. 1610, S. B. 1283, bill to amend section 272 of The Code. Referred to Judiciary Committee.

H. B. 1934, S. B. 1284, bill to incorporate the Swicegood

Toll Bridge Company. Referred to Committee on Corporations.

H. B. 1111, S. B. 1285, bill to amend chapter 187, Private Laws of 1887, relative to the government of the town of Kernersville. Referred to Committee on Counties, Cities and Towns.

H. B. 1822, S. B. 1286, bill to improve the public highways and streets in Gastonia Township, Gaston County. The bill is placed on the Calendar.

H. B. 1768, S. B. 1287, bill to incorporate the Weldon Bridge, Steamboat and Ferry Company, Weldon, N. C. Referred to Committee on Corporations.

H. B. 1581, S. B. 1288, bill to amend chapter 155, Private Laws of 1887, charter of Benson. Referred to Committee on Counties, Cities and Towns.

H. B. 456, S. B. 1289, bill to amend chapter 119, Private Laws of 1889, entitled an act to incorporate the town of Waxhaw, in Union County. Referred to Committee on Counties, Cities and Towns.

H. B. 1828, S. B. 1290, bill to authorize the Commissioners of Granville County to issue bonds to work the public roads. Referred to Committee on Public Roads.

H. B. 1982, S. B. 1291, bill for the relief of A. P. Labort. Referred to Committee on Claims.

H. B. 1316, S. B. 1292, bill to authorize the Commissioners of McDowell County to levy a special tax to build a bridge across the Catawba River. Referred to Committee on Counties, Cities and Towns.

H. B. 1798, S. B. 1293, bill supplemental to an act to amend the charter of Gastonia, N. C. The bill is placed on the Calendar.

H. B. 1356, S. B. 1294, bill regarding the release of convicts. Referred to Committee on Penal Institutions.

H. B. 1342, S. B. 1295, bill to regulate the sale of seed

cotton in Mecklenburg County. Referred to Committee on Propositions and Grievances.

H. B. 1919, S. B. 1296, bill to repeal chapter 324, Laws of 1893. Referred to Judiciary Committee.

H. B. 1923, S. B. 1297, bill to drain Beaver Dam Creek, Cleveland County. The bill is placed on the Calendar.

H. B. 1037, S. B. 1040, bill to regulate stock law elections in Transylvania County, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

Mr. Broughton moves that the vote by which

S. B 1190, H. B. 1974, bill to authorize the State Board of Education to employ supervisors to aid in the supervision of public schools and in the execution of the school law, passed its third reading, be reconsidered.

The motion is adopted.

Upon motion of Mr. McIntyre, the bill is recalled from the House of Representatives and re-referred to Committee on Education.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introuuced, read the first time and disposed of as follows:

By Mr. Travis, S. B. 1298, bill to prevent Guaranty Companies from compelling all county funds to be kept in National Banks. Referred to Judiciary Committee.

By Mr. Brown, S. B. 1299, bill to prohibit persons from obstructing the run of White Marsh Swamp and from in any way, except by hook and line, from 1st day of February to the 1st day of November in each year, fishing in same. The bill is placed on the Calendar.

By Mr. McNeill, S. B. 1300, bill to create office of Chief of Fire Department and decrease the fire waste of the State. Referred to Committee on Counties, Cities and Towns.

By Mr. Foushee, S. B. 1301, bill to provide for holding of town and city elections and special elections in counties and townships. The bill is placed on the Calendar.

By Mr. Lindsay, S. B. 1302, bill amendatory of an act entitled an act to authorize Reidsville School District, Reidsville, N. C., to issue bonds. The bill is placed on the Calendar.

By Mr. Aycock, S. B. 1303, bill supplemental to an act to establish a stock law in certain portions of Wayne County. The bill is placed on the Calendar.

By Mr. McIntyre, S. R. 1304, resolution to pay R. H. Smith, Jr., for writing school bill. The resolution is placed on the Calendar.

By Mr. Henderson, S. B. 1305, bill to incorporate the Salisbury Light and Power Company. The bill is placed on the Calendar.

By Mr. Morrison, S. B. 1306, bill to regulate the manufacture and sale of spirituous liquors in the county of Richmond. The bill is placed on the Calendar.

By Mr. Warren (by request), S. B. 1307, bill to increase the powers of the Commissioners of Craven County, and regarding bridges of said county. The bill is placed on the Calendar.

By Mr. Lindsay, S. R. 1308, resolution supplemental to an act to amend the charter of the town of Reidsville, in Rockingham County, ratified on the 18th day of January, 1901. The bill is placed on the Calendar.

By Mr. Ward, S. B. 1309, bill to amend chapter 65, Acts of 1899, relating to examination of parties in civil actions. Referred to Judiciary Committee.

## THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 1237, H. B. 1717, bill to amend chapter 269, Public

Laws 1899, the same being an act to establish a graded school in the town of Albemarle, Stanly County, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Henderson, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Caldwell, Robeson, Scott, Speight, Stringfield, Sugg, Webb—28.

Bill is ordered enrolled.

S. B. 1226, H. B. 1567, bill to authorize the Commissioners of Chatham County to levy a special tax, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg—28.

Bill is ordered enrolled.

S. B. 1163, bill to authorize the city of Salisbury to issue bonds for street improvements, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Travis, Webb, Wood—32.

The bill is ordered sent to House of Representatives without engrossment.

S. B. 619, H. B. 942, bill to authorize and empower the Board of Commissioners of Madison County to use certain funds, upon third reading.

The bill passes third reading, ayes 22, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Robeson, Scott, Speight, Stikeleather, Stringfield, Travis—32.

Bill is ordered enrolled.

S. B. 1213, H. B. 1656, bill to provide for working the public roads in Catawba County and issuing bonds for the same, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather Stringfield, Travis, Webb, Wood—32.

The bill is ordered enrolled.

S. B. 1022, bill to extend the corporate limits of the town of Roanoke Rapids, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Dula, Glenn, Gudger, Henderson, London, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Robeson, Scott, Speight, Stikeleather, Stringfield, Travis, Ward, Webb, Wood—30.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1180, H. B. 1728, bill supplemental to an act entitled an act to authorize the Commissioners of Harnett County to issue bonds to build a bridge across Cape Fear River, and to levy a special tax, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Morton, Robeson, Scott, Speight, Stikeleather, Stringfield, Travis, Webb—32.

Bill is ordered enrolled.

S. B. 1269, bill to amend the charter of the town of Halifax, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Robeson, Scott, Speight, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard —32.

S. B. 1278, bill to allow the County of Davie to fund her outstanding railroad bonds, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Dula, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Thomas, Travis, Ward, Webb, Woodard—33.

S. B. 1231, H. B. 1797, bill to authorize the Commissioners of the town of Marshall, in Madison County, to issue bonds, and for other purposes, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Speight, Stringfield, Travis, Ward, Webb—31.

S. B. 1181, H. B. 1689, bill to improve the public roads in the county of McDowell, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—33.

S. B. 964, H. B. 1244, bill to incorporate the Atlantic and Northwestern Railroad Company, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stringfield, Travis, Ward, Webb—31.

S. B. 1225, H. B. 1478, bill to amend the charter of the town of China Grove, in Rowan County, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stringfield, Travis, Ward, Webb, Woodard—31.

S. B. 1266, bill to revise the charter of the city of Greensboro, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Woodard—34.

S. B. 1182, H. B. 1688, bill to authorize the Aldermen of the city of Durham, N. C., to issue bonds, upon second reading.

The bill passes second reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stringfield, Travis, Ward, Warren, Wood, Woodard—34.

S. B. 1249, H. B. 1781, bill to raise revenue to construct bridges and improve the public roads in Hickory Township, Catawba County, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 1228, H. B. 1320, bill to validate stock law election in Macon County, and have fence erected, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 1223, H. B. 1171, bill to establish stock law in certain portions of Pamlico County, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 1230, H. B. 1802, bill to amend chapter 241, of the Private Acts of 1899, upon second reading.

The bill passes second reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Bur-

roughs, Candler, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, London, Long, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Scott, Speight, Stringfield, Travis, Ward, Warren, Wood, Woodard—32.

S. B. 920, H. B. 1747, bill to amend the charter of the city of Raleigh, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

S. B. 1106, bill to condemn land for a water supply for the State Hospital at Morganton, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 1308, S. B. 1243, bill to authorize the Board of Commissioners for the counties of Mecklenburg, Gaston and Lincoln, or any one of them, or any one in conjunction with another, to establish a public bridge over the Catawba River at Rozzell's Farm, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1778, S. B. 1242, bill supplemental to an act to protect and promote the oyster industry in North Carolina, ratified February 26th, 1901, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1906, S. B. 1246, bill to protect game in Mecklenburg County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1910, S. B. 1251, bill to authorize the Commissioners of Mecklenburg County to pay Matthew Ferrell, claim of $22.35, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. 1328, S. B. 1281, bill to incorporate the Bank of Davie, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1849, S. B. 1239, bill to regulate the shipping of liquor into Buncombe and Madison counties, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1009, S. B. 1211, bill to incorporate the Bank of Beaufort, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1397, S. B. 1131, bill to incorporate the Bank of Benson, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 631, S. B. 1114, bill to incorporate the Bank of Youngsville, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1375, S. B. 1137, bill to incorporate the Citizens Savings Bank of Kinston, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1702, S. B. 1209, bill to amend chapter 131, Private Laws of 1899, amending the charter of the City-Suburban Electric Company, of Charlotte, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1338, S. B. 1204, bill to amend the charter of Greenville, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1843, S. B. 1205, bill to provide for the election of two additional tax collectors for Mecklenburg County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 751, S. B. 1222, bill for the relief of J. N. Russell and others, stock law boundary fence committee, Henderson County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1127, S. B. 1221, bill to incorporate the town of Swann Station, in the counties of Moore and Harnett, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1196, bill to pay Miss Carrie Artis eight dollars due her by direct land tax, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1197, bill to pay Mrs. Virginia E. Bunting fifty-one dollars and twenty-five cents, being due her by direct land tax, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1303, bill supplemental to An act to establish a stock law in certain parts of Wayne County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1923, S. B. 1297, bill to drain Beaver Dam Creek, in Cleveland County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1299, bill to prohibit persons from obstructing the run of White Marsh Swamp, and from in any way, except by hook and line, from 1st day of February to 1st day of November in each year, fishing in same, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. R. 1304, resolution to pay R. H. Smith, Jr., for writing school bill, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1256, bill to incorporate the Asheville Savings Institution of Asheville, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1228, S. B. 1244, bill to incorporate the Rowland Lumber Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1690, S. B. 1220, bill to incorporate the Montane Road and Power Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1259, bill to incorporate the Central Trust Company, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 878, bill to amend the charter of the city of Fayetteville, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1252, S. B. 1711, bill to incorporate the Ladies' Aid Society of the M. E. Church, South, of Murfreesboro, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1334, S. B. 1200, bill to create stock law in a portion of Ocracoke Township, Hyde County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1224, bill to establish a dispensary at Kenly, N. C., upon second reading.

Bill passes second reading.

S. B. 990, bill for relief of J. M. Johnson, upon second reading.

Mr. Aycock moves to lay the bill on the table.

Mr. Webb calls for the ayes and noes on the motion.

Call sustained.

The motion to table is lost.

Mr. Brown calls the previous question.

Call sustained.

The bill fails to pass second reading.

Mr. London moves to reconsider the vote by which the bill failed to pass second reading, and to lay the bill on the table.

The motion is adopted, and the bill is laid on the table.

S. B. 1305, bill to incorporate the Salisbury Light and Power Company, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1378, S. B. 1250, bill to extend the time of acquisition under the charter of Winston-Salem Trust and Deposit Company, and to amend said charter, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1758, S. B. 1174, bill to amend chapter 581, Acts of 1899, relative to the road laws of River Township in Warren County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1681, S. B. 1199, bill to amend chapter 649, Laws of 1899, regarding obstructions in Moccasin River, Lenoir County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1659, S. B. 1202, bill to repeal chapter 683, Public Laws of 1899, in relation to Neuse River being a lawful fence, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1234, bill to establish a dispensary for the town of Mayodan, Rockingham County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 1332, S. B. 1254, bill to prevent public drunkenness in Poplar Branch Township, Currituck County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1195, bill supplemental to an act to amend and consolidate the Union County dispensary law, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1474, S. B. 1245, bill to protect fish in Watauga and Elk rivers, in Watauga County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1326, S. B. 1233, bill for the relief of W. Hyman, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1179, S. B. 1248, bill to establish a dispensary for the town of Murfreesboro, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1508, S. B. 1216, bill to provide for the passage of fish up Linville River, in Burke County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1934, S. B. 1284, bill to incorporate the Swicegood Toll Bridge Company, upon second reading.

Bill passes second and third readings, and is ordered enenrolled.

S. B. 1263, bill to make the apportionment of members of the Senate, upon second reading.

Upon motion of Mr. Brown, the bill is re-referred to Committee on Senatorial Districts.

S. B. 1306, bill to regulate the manufacture and sale of spirituous liquors in the county of Richmond, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1269, bill to amend the charter of the town of Halifax, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1307, bill to increase the powers of the Commissioners of Craven County, and regarding bridges of said county, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 624, S. B. 74, bill to amend chapter 366, Laws of 1899, relative to the stock law of Johnston County, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

Upon motion of Mr. Arrington, the Senate adjourns until to-morrow at 10 o'clock.

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## FORTY-NINTH DAY.

SENATE CHAMBER, March 6, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Levi Branson.

Upon motion of Mr. Warren, the reading of the Journal is dispensed with, and the same stands approved.

Upon motion of Mr. Ward, the courtesies of the floor are extended to Judge McNeill, of Robeson County.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Warren, H. B. 1581, S. B. 1288, bill to amend chapter 155, Private Laws of 1887, charter of Benson, with a favorable recommendation.

H. B. 1111, S. B. 1285, bill to amend chapter 137, Private Laws of 1887, relative to the government of the town of Kernersville, with a favorable recommendation.

By Mr. Wood, H. B. 1316, S. B. 1292, bill to authorize the Commissioners of McDowell County to levy a special tax to build a bridge across the Catawba River, with a favorable recommendation.

H. B. 1285, S. B. 1282, bill authorizing the Commissioners of Yancey County to issue bonds, with a favorable recommendation.

By Mr. Leak, H. B. 1808, S. B. 1171, bill to amend the charter of the town of Rocky Mount, N. C., reporting amendment and recommending that bill, as amended, do pass.

From the Committee on Deaf, Dumb and Blind:

By Mr. Broughton, S. B. 200, bill for the relief and government of the North Carolina Institution for the Education of the Deaf and Dumb and the Blind, recommending that it be referred to Committee on Appropriations.

The bill is so referred.

From the Judiciary Committee:

By Mr. London, H. B. 1610, S. B. 1283, bill to amend section 272 of The Code, with a favorable recommendation.

By Mr. Ward, H. B. 451, S. B. 1212, bill to authorize the Secretary of State to issue a grant, No. 343, in Cherokee County, with a favorable recommendation.

H. B. 1013, S. B. 730, bill concerning State grants, with a favorable recommendation.

S. B. 1279, bill supplemental to an act passed at this session of the General Assembly, creating sixteen Judicial Districts, with an unfavorable recommendation.

H. B. 850, S. B. 1203, bill to amend chapter 348, Public Laws of 1899, with a favorable recommendation.

By Mr. Woodard, S. B. 1298, bill to prevent guarantee companies from compelling all county funds to be kept in National banks, with a favorable recommendation.

S. B. 1264, bill to amend chapter 272, Laws of 1893, with an unfavorable recommendation.

By Mr. Arrington, H. B. 1470, S. B. 1240, bill to amend section 72 of The Code, so far as applicable to bond of Clerk Superior Court of Currituck County, with a favorable recommendation.

H. B. 1255, S. B. 1215, bill to grant title to lands granted by the State within the county of Burke, prior to the destruction of the records of Burke County by General Stoneman in 1865, with a favorable recommendation.

By Mr. Ward, H. B. 1013, S. B. 730, bill concerning State grants, with a favorable recommendation.

By Mr. Gudger, S. B. 1262, bill to amend section 3119 of The Code, with a favorable recommendation.

From the Committee on Finance:

By Mr. Smith, S. B. 324, bill to amend sections 3354 and 3357 of The Code of North Carolina, relative to the deposit of State funds and the bonding of State Treasurer, reporting the bill without prejudice.

From the Judiciary Committee:

By Mr. Henderson, S. B. 1309, bill to amend chapter 65, Acts of 1899, relating to examinations of parties in civil actions, with a favorable recommendation.

S. B. 1261, bill to amend chapter 152, Laws of 1893, with a favorable recommendation.

From the Committee on Agriculture:

By Mr. Scott, H. B. 1061, S. B. 1068, bill to prevent the cutting of cherry timber in Graham County when the leaves are on the trees, with a favorable recommendation.

By Mr. Burroughs, S. B. 1152, bill to improve the quality of field and garden seeds in North Carolina, and to prevent frauds upon purchasers of such seed, with a favorable recommendation.

From the Committee on Public Roads:

By Mr. Stringfield, H. B. 1455, S. B. 1219, bill to preserve the public roads of Forsyth County, with a favorable recommendation.

H. B. 1828, S. B. 1290, bill to authorize the Commissioners of Granville County to issue bonds to work the public roads, with a favorable recommendation.

H. B. 1350, S. B. 1227, bill to amend chapter 363, Public Laws of 1899, and to repeal chapter 701, Public Laws of 1899, relating to the road law of Raleigh Township, Wake County, with a favorable recommendation.

From the Committee on Justices of the Peace:

By Mr. Scott, H. B. 239, S. B. 523, bill to validate the election of certain Justices of the Peace in Alleghany County, with a favorable recommendation.

## ENGROSSED BILLS.

Mr. Crisp, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 817, a bill relating to highways, public roads, bridges, ferries and fords. Substitute and amendments.

S. B. 1305, a bill to incorporate the Salisbury Light and Power Company.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 2035, S. B. 1310, bill to protect primary elections and conventions of political parties in Mecklenburg County, and to punish frauds committed thereat. Referred to Committee on Election Laws.

H. B. 2034, S. B. 1311, bill to regulate elections in the city of Charlotte, and for other purposes. Referred to Committee on Election Laws.

H. B. 2029, S. B. 1312, bill supplemental to an act entitled An act to amend chapter 581, Public Laws of 1899, ratified March 4, 1901. Referred to Judiciary Committee.

H. B. 1687, S. B. 1313, bill for the better drainage of Phillips Creek, in Bladen County. Referred to Committee on Propositions and Grievances.

H. B. 1763, S. B. 1314, bill to prevent the felling of timber and debris in Beaver Dam and Ledge of Rock creeks, in New Light Township, Wake County. Referred to Committee on Propositions and Grievances.

H. B. 1952, S. B. 1315, bill to amend the charter of the town of Dunn, N. C. Referred to Committee on Counties, Cities and Towns.

H. B. 2030, S. B. 1316, bill supplemental to an act entitled An act to amend the charter of the Salisbury and Fayetteville Coast Line Railroad Company, ratified March 4, 1901. Referred to Committee on Railroads and Railroad Commission.

H. B. 1373, S. B. 1317, bill to amend section 3496 of The Code. Referred to Judiciary Committee.

Upon motion of Mr. Brown, the bill is placed on the Calendar.

H. B. 1932, S. B. 1318, bill in relation to the sessions of

the Court for the trial of impeachment. Referred to Judiciary Committee.

H. B. 1953, S. B. 1319, bill to repeal a certain prohibitory act in Harnett County. Referred to Committee on Propositions and Grievances.

H. B. 1320, S. B. 1821, bill to amend the charter of Murfreesboro, N. C. Referred to Committee on Counties, Cities and Towns.

Mr. London moves that the vote by which

H. B. 1373, S. B. 1317, bill to amend section 3496 of The Code, was placed on the Calendar, be reconsidered, and that it be referred to the Judiciary Committee.

The motion is adopted, and it is so referred.

H. B. 1399, S. B. 1321, bill to authorize the Treasurer of Haywood County to file bond for the public school tax. Referred to Committee on Education.

H. B. 1339, S. B. 1322, bill to prevent hunting on lands of another in Hertford County without consent of the owner. Referred to Committee on Propositions and Grievances.

H. B. 1355, S. B. 1323, bill to prevent the extinction of quail in the counties of Halifax and Warren. Referred to Committee on Propositions and Grievances.

H. B. 1400, S. B. 1324, bill to authorize the Commissioners of Haywood County to convert the excess of special bridge tax to the general county fund. Referred to Committee on Counties, Cities and Towns.

H. B. 902, S. B. 390, bill to establish graded schools in the town of Greenville, upon concurrence in the House amendment. The bill is placed on the Calendar.

H. B. 2013, S. B. 1325, bill to amend the charter of the Mt. Airy and Eastern Railway Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 1869, S. B. 1326, bill to authorize the Commissioners of Buncombe County to issue bonds to pay its present floating indebtedness, etc. Referred to Committee on Counties, Cities and Towns.

H. B. 2012, S. B. 1327, bill to regulate the sale of spirituous liquors in the city of Goldsboro. Referred to Committee on Propositions and Grievances.

H. B. 1914, S. B. 1328, bill to incorporate the Dibble Fire Company, of Washington, N. C. Referred to Committee on Insurance.

H. B. 1172, S. B. 1329, bill to provide stock law for certain portions of Craven County. Referred to Committee on Propositions and Grievances.

H. B. 1955, S. B. 1330, bill supplemental to An act for the better protection of wild fowl in Currituck County, ratified February 27, 1901. Referred to Committee on Propositions and Grievances.

H. B. 1956, S. B. 1331, bill fixing penalty of Treasurer's bond of Forsyth County. Referred to Judiciary Committee.

H. B. 1657, S. B. 1332, bill to incorporate the Cape Fear Freewill Baptist Conference. Referred to Committee on Corporations.

H. B. 1510, S. B. 1333, bill to authorize the town of Morganton to amend its charter. Referred to Committee on Counties, Cities and Towns.

H. B. 1558, S. B. 1334, bill to protect wild game. Refered to Committee on Propositions and Grievances.

H. B. 1542, S. B. 1335, bill to protect the passage of fish. Referred to Committee on Fish and Fisheries.

H. B. 1266, S. B. 1336, bill to define the boundary between Gap Civil and Slade Creek Townships, in Alleghany County. Referred to Committee on Propositions and Grievances.

H. B. 1404, S. B. 1337, bill to repeal certain parts of chapter 253, Public Laws of 1895, relating to Hyde County. The bill is placed on the Calendar.

H. B. 1866, S. B. 1338, bill to incorporate the Kenansville Air Line Railroad Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 1857, S. B. 1339, bill to authorize the town of Lenoir to issue bonds for the improvement of said town. The bill is placed on the Calendar.

H. B. 1327, S. B. 1340, bill to create two school districts in Yadkin Township, Stokes County. Referred to Committee on Education.

H. B. 1648, S. B. 1341, bill to establish graded schools in Sanford, in Moore County. Referred to Committee on Education.

H. B. 1402, S. B. 1355, bill to better protect property from fire. Referred to Committee on Insurance.

H. B. 2053, S. B. 1364, bill supplemental to an act ratified the 5th day of February, 1901, entitled An act to allow Board of Commissioners of Jackson County to levy a special tax. The bill is placed on the Calendar.

H. B. 1143, S. B. 1365, bill for the relief of Stephen Venable, ex-Sheriff of Surry County. Referred to Committee on Propositions and Grievances.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

Mr. Henderson moves that

H. B. 1849, S. B. 1239, bill to regulate the shipping of liquor into Buncombe and Madison counties,

Be recalled from the Enrolling Clerk's office in order that the Senate may reconsider the bill.

The motion is adopted.

Mr. Foushee moves that

H. B. 2013, S. B. 1325, bill to amend the charter of the Mt. Airy and Eastern Railway Company, be placed on the Calendar.

The motion is adopted.

Mr. Travis moves that

S. B. 1022, bill to extend the corporate limits of the town of Roanoke Rapids, be recalled from the House of Representatives.

The motion is adopted.

By. Mr. Leak, by request, S. B. 1342, bill to incorporate the Unionville Telephone Company. Referred to Committee on Corporations.

By Mr. James, S. B. 1343, bill in relation to the treatment of animals. Referred to Committee on Propositions and Grievances.

By Mr. James, S. B. 1344, bill to increase the Commissioners of Pitt County. The bill is placed on the Calendar.

By Mr. Foushee, S. B. 1345, bill to protect the interest of infants and married women in corporations. Referred to Judiciary Committee.

By Mr. Foushee, S. B. 1346, bill to repeal the charter of the Southern, Wilmington and Western Railroad Company, Referred to Committee on Railroads and Railroad Commission.

By Mr. Leak, S. B. 1347, bill to authorize the city of Monroe to fund its outstandning indebtedness. Referred to Committee on Counties, Cities and Towns.

By Mr. London, S. B. 1348, bill to pay the witnesses attending the Court of Impeachment. The bill is placed on the Calendar.

By Mr. Warren, by request, S. B. 1349, bill requiring all sales of real estate and personal property to be made by a licensed auctioneer. Referred to Judiciary Committee.

By Mr. Morrison, S. B. 1350, bill to amend section 1902 of The Code. Referred to Judiciary Committee.

By Mr. Aycock, S. B. 1351, bill supplemental to the laws governing the management and control of the Board of Agriculture and the North Carolina College of Agriculture and Mechanic Arts. Referred to Committee on Education.

S. B. 1352, bill to authorize the Aldermen of Goldsboro to issue bonds. Placed on Calendar.

S. B. 1353, bill to provide a fund to purchase books for certain pupils of public schools. Placed on the Calendar.

By Mr. Burroughs, S. B. 1354, bill to examine and pay a school claim in Vance County. Referred to Committee on Claims.

By Mr. London, S. R. 1356, resolution to print the proceedings of the Court of Impeachment. Placed on Calendar.

By Mr. Marshall, S. B. 1357, bill to allow S. L. Gilmer, a Justice of the Peace, to practice law. Referred to Committee on Justices of the Peace.

By Mr. Justice, S. B. 1358, bill to prohibit the manufacture and sale of intoxicating liquor within five miles of Round Hill Academy. Placed on the Calendar.

By Mr. Morrison, S. B. 1359, bill to change the boundary of Steele's Township, in the county of Richmond. Placed on the Calendar.

S. B. 1360, bill to amend the charter of the town of Rockingham. Placed on the Calendar.

By Mr. Henderson, S. B. 1361, bill to allow the Board of Aldermen of the city of Salisbury to have a new registration of the qualified voters. Placed on the Calendar.

By Mr. Marshall, S. B. 1362, bill for the protection of cattle raisers in Stokes and Surry counties. Referred to Committee on Propositions and Grievances.

By Mr. Burroughs, S. B. 1363, bill governing the organization of life insurance companies and to protect policyholders. Referred to Committee on Insurance.

By Mr. Morrison, S. B. 1366, bill to authorize the Commissioners of Richmond County to issue bonds. Placed on the Calendar.

PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. Thomas, petition from citizens of Davie County, regarding the manufacture and sale of spirituous liquors

within three miles of Bethesda M. P. Church, in said county. Referred to Committee on Propositions and Grievances.

By Mr. Warren, by request, petition of citizens of six townships, Craven County, against stock law for certain parts of said county. Referred to Committee on Propositions and Grievances .

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 1228, H. B. 1320, bill to validate stock-law election in Macon County, and have fence erected, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Foy, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

Bill is ordered enrolled.

S. B. 1182, H. B. 1688, bill to authorize the city of Durham to issue bonds, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Foy, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—35.

Bill is ordered enrolled.

S. B. 1249, H. B. 1781, bill to raise revenue to construct bridges and improve the public roads in Hickory Township, Catawba County, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Foy, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—35.

Bill is ordered enrolled.

S. B. 1223, H. B. 1171, bill to establish stock law in certain portions of Pamlico County, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Foy, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—34.

Bill is ordered enrolled.

S. B. 1230, H. B. 1802, bill to amend chapter 241, of the Private Acts of 1899, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp,Currie, Dula, Foy, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix,

Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

Bill is ordered enrolled.

S. B. 964, H. B. 1244, bill to incorporate the Atlantic and Northwestern Railroad Company, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Glenn, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—33.

Ordered sent to House of Representatives for concurrence in amendment.

S. B. 1225, H. B. 1498, bill to amend the charter of the town of China Grove, in Rowan County, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Glenn, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—33.

Bill is ordered enrolled.

S. B. 1278, bill to allow the county of Davie to fund her outstanding railroad bonds, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Glenn, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael,

Miller of Caldwell, Morton, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—33.

Bill is ordered engrossed.

S. B. 1224, bill to establish a dispensary at Kenly, N. C., upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Glenn, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—32.

Bill is ordered sent to House without engrossment.

S. B. 1181, H. B. 1689, bill to improve the public roads in the county of McDowell, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Miller of Caldwell, Morton, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—32.

Bill is ordered enrolled.

S. B. 1231, H. B. 1797, bill to authorize the Commissioners of the town of Marshall, in Madison County, to issue bonds, and for other purposes, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those vooting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Candler,

Crisp, Currie, Foy, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntosh, Michael, Morton, Pinnix, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—29.

Bill is ordered enrolled.

S. B. 1266, bill to revise the charter of the city of Greensboro, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Foy, Glenn, Henderson, Justice, Leak, Lindsay, London, Long, McAllister, McIntosh, Michael, Morton, Pinnix, Stikeleather, Stringfield, Sugg, Ward, Warren, Wood, Woodard—28.

Bill ordered sent to House without engrossment.

S. B. 1302, bill to be entitled An act amendatory of an act entitled An act to authorize Reidsville School District, Reidsville, N. C., to issue bonds, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Broughton, Brown, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Pinnix, Stringfield, Sugg,Ward, Warren, Webb, Wood, Woodard—31.

S. R. 1308, resolution supplemental to An act to amend the charter of the town of Reidsville, in Rockingham County, and ratified on the 18th day of January, 1901, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Bur-

roughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Miller of Caldwell, Pinnix, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—33.

S. B. 1286, H. B. 1822, bill to improve the public highways and streets of Gastonia Township, Gaston County, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—38.

S. B. 1293, H. B. 1798, bill to be entitled An act supplemental to an act to amend the charter of Gastonia, N. C., upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Speight, Stikeleather, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—39.

S. B. 1269, bill to amend the charter of the town of Halifax, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander,

Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Pinnix, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1282, H. B. 1285, bill authorizing Commissioners of Yancey County to issue bonds, upon second reading.

Mr. Buchanan offers substitute, which is lost, and the bill passes second reading, ayes 24, noes 9, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Brown, Calvert, Currie, Foy, Glenn, Henderson, James, Justice, Leak, Long, McNeill, Morrison, Scott, Smith, Stringfield, Sugg, Travis, Ward, Warren, Wood, Woodard—24.

Those voting in the negative are: Messrs. Buchanan, Crisp, Dula, Gudger, Marshall, Michael, Miller of Caldwell, Pinnix, Robeson—9.

S. B. 1287, H. B. 1768, bill to incorporate the Weldon Bridge, Steamboat and Ferry Company, at Weldon, N. C., upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Smith, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—37.

S. B. 1292, H. B. 1316, bill to authorize the Commissioners of McDowell County to levy a special tax to build a bridge across Catawba River, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1288, H. B. 1581, bill to amend chapter 155, Private Laws 1887, charter of Benson, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—36.

At 12 o'clock the Senate takes a recess to sit as a Court of Impeachment.

At 2 o'clock the Senate is again called to order.

Upon motion of Mr. Morton, H. B. 1373, S. B. 1317, bill to amend section 3496 of The Code, is placed on the Calendar.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1827, S. B. 1253, bill to protect drainage in Beaufort, Pitt, Tyrrell and Craven counties, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Mr. Ward moves to reconsider the vote by which this bill was ordered enrolled, and that it be placed on the Calendar.

The motion is adopted.

H. B. 1013, S. B. 730, bill concerning State Grants, upon second reading.

The bill passes its second reading.

S. B. 1358, bill to prohibit the manufacture or sale of intoxicating liquors within five miles of Round Hill Academy, upon second reading.

Bll passes second and third readings, and is ordered enrolled.

H. B. 1956, S. B. 1331, bill fixing penalty of Treasurer's bond of Forsyth County, is recalled from the Committee on Judiciary and placed on its several readings.

Bill passes second and third readings, and is ordered enrolled.

S. B. 342, bill to amend sections 3354 and 3357 of The Code of North Carolina, relative to the deposit of State funds and the bonding of State Treasurer, upon second reading.

Upon motion of Mr. Wood, the bill is laid upon the table.

S. B. 1351, bill supplemental to the laws governing the management and control of the Booard of Agriculture and the North Carolina College of Agriculture and Mechanic Arts, upon second reading.

Mr. Alexander moves that the bill be referred to Committee on Agriculture.

The motion is lost.

Mr. Morrison moves that the bill be referred to Committee on Education.

The motion is adopted, and it is so referred.

Upon motion of Mr. Webb, the Senate adjourns until tomorrow at 10 o'clock.

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## FIFTIETH DAY.

SENATE CHAMBER, March 7, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Mr. Butler.

Upon motion of Mr. Wood, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Speight for to-day.

To Mr. Sugg until Monday.

## REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Wood, H. B. 1510, S. B. 1333, bill to authorize the town of Morganton to amend its charter, with a favorable recommendation.

H. B. 1952, S. B. 1315, bill to amend the charter of the town of Dunn, N. C., with a favorable recommendation.

S. B. 1347, bill to authorize the city of Monroe to fund its outstanding indebtedness, with a favorable recommendation.

By Mr. Leak, H. B. 1400, S. B. 1324, bill to authorize the Commissioners of Haywood County to convert the excess of special bridge tax to the general county fund, with a favorable recommendation.

H. B. 1821, S. B. 1320, bill to amend the charter of Murfreesboro, N. C., with a favorable recommendation.

S. B. 555, bill to enlarge Durham County, with an unfavorable recommendation.

By Mr. Smith, H. B. 456, S. B. 1289, bill to amend chapter 119, Private Laws of 1889, entitled An act to incorporate the town of Waxhaw, in Union County, reporting an amendment, and recommending passage of bill as amended.

Mr. Dula makes a minority report, opposing the passage of the amendment recommended by the committee.

H. B. 1869, S. B. 1326, bill to authorize the Commissioners of Buncombe County to issue bonds to pay its present floating indebtedness, etc., with a favorable recommendation.

From the Judiciary Committee:

By Mr. Henderson, H. B. 2029, S. B. 1312, bill supplemental to an act, entitled An act to amend chapter 581, Pub-

lic Laws of 1899, ratified March 4, 1901, with a favorable recommendation.

Upon motion of Mr. Henderson, the bill is placed upon its several readings.

Bill passes second and third readings, and is ordered enrolled.

By Mr. London, S. B. 1194, bill to incorporate the town of Pinehurst, in Moore County, and to provide for the government thereof, reporting a substitute, and recommending that it do pass.

By Mr. Warren, S. B. 1349, bill requiring all sales of real estate and personal property to be made by a licensed auctioneer, with an unfavorable recommendation

By Mr. Foushee, S. B. 1345, bill to protect the interests of infants and married women in corporations, with a favorable recommendation.

From the Committee on Propositions and Grievances:

H. B. 1955, S. B. 1330, bill supplemental to An act for the better protection of wild fowl in Currituck County, ratified February 27, 1901, with a favorable recommendation.

H. B. 1172, S. B. 1329, bill to provide stock law for certain portions of Craven County, with a favorable recommendation.

H. B. 1558, S. B. 1334, bill to protect wild game, with a favorable recommendation.

By Mr. Arrington, H. B. 1339, S. B. 1322, bill to prevent hunting on lands of another in Hertford County, without consent of the owner, with a favorable recommendation.

S. B. 1362, bill for the protection of cattle-raisers in Stokes and Surry counties, with an unfavorable recommendation.

H. B. 2012, S. B. 1327, bill to regulate the sale of spirituous liquors in the city of Goldsboro, with a favorable recommendation.

By Mr. Stringfield, H. B. 1342, S. B. 1295, bill to regulate the sale of seed cotton in Mecklenburg County, with a favorable recommendation.

H. B. 1266, S. B. 1336, bill to define the boundary between Gap Civil and Glade Creek townships, in Alleghany County, with a favorable recommendation.

H. B. 1143, S. B. 1365, bill for the relief of Stephen Venable, ex-Sheriff of Surry County, with a favorable recommendation.

H. B. 1763, S. B. 1314, bill to prevent the felling of timber and debris in Beaver Dam and Ledge of Rock Creek, in New Light Township, Wake County, with a favorable recommendation.

H. B. 1355, S. B. 1323, bill to prevent the extinction of quail in the counties of Halifax and Warren, with a favorable recommendation.

From the Committee on Election Law:

By Mr. Broughton, H. B. 2034, S. B. 1311, bill to regulate elections in the city of Charlotte and for other purposes, reporting the bill without prejudice.

H. B. 2035, S. B. 1310, bill to protect primary elections and conventions of political parties in Mecklenburg County, and to punish frauds committed thereat, reporting the bill without prejudice.

By Mr. McNeill, H. B. 1831, S. B. 1192, bill to regulate elections in the city of Charlotte, and for other purposes, with an unfavorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. London, H. B. 2013, S. B. 1325, bill to amend the charter of Mt. Airy and Eastern Railway Company, with a favorable recommendation.

H. B. 2030, S. B. 1316, bill supplemental to an act entitled An act to amend the charter of the Salisbury and Fayetteville Coast Line Railway Company, ratified March 4, 1901, with a favorable recommendation.

Upon motion of Mr. Henderson, the bill is put upon its several readings.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1866, S. B. 1338, bill to incorporate the Kenansville Air Line Railway Company, with a favorable recommendation.

By Mr. Long, S. B. 1109, bill requiring railroads to equip their flat cars for shipping lumber with standard and chains, with an unfavorable recommendation.

By Mr. Morton, S. B. 1346, bill to repeal the charter of the Southern, Wilmington and Western Railway Company, with a favorable recommendation.

From the Committee on Mining:

By Mr. McNeill, H. B. 1254, S. B. 1169, bill to incorporate the North State Mining Company, with a favorable recommendation.

From the Committee on Corporations:

By Mr. Henderson, H. B. 1657, S. B. 1332, bill to incorporate the Cape Fear Freewill Baptist Conference, with a favorable recommendation.

From the Committee on Senatorial Districts:

By Mr. Morton, S. B. 1263, bill to make the apportionment of members of the Senate, reporting an amendment, and recomending that bill, as amended, do pass.

From the Committee on Claims:

S. B. 1354, bill to examine and pay a school claim in Vance County, with a favorable recommendation.

## ENGROSSED BILLS.

Mr. Crisp, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 1278, a bill to be entitled An act to allow the county of Davie to fund her outstanding railroad bonds.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 1024, H. B. 1463, An act to establish high schools in Wesley Chapel School District, of Union County, and for other purposes.

S. B. 1052, H. B. 1137, An act to regulate the sale of intoxicating liquors in Macon County.

S. B. 1229, H. B. 1855, An act to amend chapter 19, Private Laws 1883, relating to the Horner School of Oxford.

S. B. 940, H. B. 552, An act to appoint a Board of Examiners to visit State institutions.

S. B. 1116, H. B. 1328, An act to amend chapter 105, Laws 1846, and chapter 167, Laws 1883, relating to Caldwell and Watauga Turnpike Road.

S. B. 1236, H. B. 1453, An act to incorporate Gillam & Lyon, bankers.

S. B. 1027, H. B. 1537, An act to establish graded schools in the town of Mt. Olive, N. C.

S. B. 1126, H. B. 1666, An act to allow Jackson County to issue bonds for the purpose of constructing or aiding in the construction of a railroad to or by the town of Webster, in Jackson County.

S. B. 1139, H. B. 1585, An act to amend chapter thirty-nine (39) of Laws of 1813.

S. B. 1148, H. B. 1253, An act to regulate the meeting of the Board of Commissioners of Edgecombe County, and to provide adequate compensation for the chairman of the board.

S. B. 453, H. B. 1160, An act to incorporate the town of Landis.

S. B. 1271, H. B. 973, An act to divide North Carolina into ten Congressional Districts.

S. B. 1130, H. B. 1762, An act to repeal chapter 34 of Pri-

vate Laws of 1893, incorporating the town of Inanda, in Buncombe County, N. C.

S. B. 1170, H. B. 1092, An act to relieve certain citizens formerly residing in South Fork Township, Forsyth County, from a special tax, levied to meet the bonded indebtedness of Winston Township, incurred prior to the passage of chapter 83, Private Laws 1897.

S. B. 395, H. B. 904, An act to authorize the city of Raleigh to issue bonds for public improvements, and to levy a special tax.

S. B. 1123, H. B. 497, An act to amend chapter 142 of the Private Laws of 1897, amending the charter of the town of Carthage.

S. B. 1183, H. B. 1503, An act authorizing the Commissioners of Duplin County to sell the home for the aged and infirm, and for other purposes.

S. B. 892, H. B. 1248, An act to incorporate Kittrell's Methodist Episcopal Church, and to prohibit the manufacture and sale of intoxicating liquors within three miles thereof.

S. B. 778, H. B. 1601, An act to make it unlawful for live stock to run at large in certain portions of Bladen County.

S. B. 1096, H. B. 975, An act to survey and build a road from Laurel Springs, N. C., to Mulberry Gap.

S. B. 1172, H. B. 1353, An act to protect the owners of boats, skiffs and nets in Onslow County.

S. B. 1146, H. B. 965, An act for the relief of E. M. Deaver, public school teacher, of Cherokee County.

S. B. 1125, H. B. 1669, An act to authorize the Board of Commissioners of Scotland County to issue bonds.

S. R. 1255, H. R. 1918, a joint resolution of thanks.

S. R. 1273, H. R. 1216, resolution in favor of Edwards & Broughton and E. M. Uzzell, State printers.

S. B. 1124, H. B. 1483, An act to remove the county seat of Jackson County from the town of Webster to the town of Sylva.

S. B. 1143, H. B. 1195, An act to amend the charter of the town of Mount Holly, in Gaston County.

S. B. 1094, H. B. 580, An act to amend the charter of the town of Hillsboro.

S. B. 1134, H. B. 1697, An act to amend chapter one hundred and sixty-two (162) of the Public Laws of eighteen hundred and ninety-five (1895), in so far as the same is applicable to Beaufort County.

S. B. 1084, H. B. 1035, An act to protect fish in Henderson and Yancey counties.

S. B. 1083, H. B. 685, An act to prevent trespassing and protect game and birds.

S. B. 1270, H. B. 1863, An act to change the name of the Atlantic Development Company to the Chatham Coal and Iron Company.

S. B. 1217, H. B. 1754, An act to extend the time of commencing work under amended charter of the Cape Fear and Northern Railway Company.

S. B. 792, H. B. 960, An act to allow Lincoln County to levy a special tax.

S. B. 1167, H. B. 1170, An act to amend the charter of the city of Winston.

S. B. 1247, H. B. 1529, An act to amend the charter of the city of Hickory.

S. B. 1272, H. B. 1394, An act to amend the charter of the town of Lincolnton.

S. B. 928, H. B. 1451, An act to amend chapter 70, section 1, Laws of 1883.

S. B. 1138, H. B. 1205, An act in relation to the public schools of the city of Asheville.

S. B. 1127, H. B. 1661, An act to amend the charter of the town of Mooresville, and to authorize the Commissioners thereof to issue bonds for improvements.

S. B. 995, H. B. 1471, An act to prohibit the manufacture and sale of spirituous, vinous or malt liquors within four miles of Leaksville Baptist Church.

S. B. 1176, H. B. 955, An act to incorporate the town of Woodside, in the county of Rowan.

S. B. 1136, H. B. 1476, An act to prevent the obstruction of upper Little River, in Caldwell County, by felling timber in the same or otherwise.

S. B. 844, H. B. 1739, An act to drain the bottom lands of Cathey's and Holland's creeks, in Rutherford County.

S. B. 1254, H. B. 1332, An act to prevent public drunkenness in Poplar Branch Township, in Currituck County.

S. B. 619, H. B. 942, An act to apply certain money to the jury fund of Madison County.

S. B. 918, H. B. 1745, An act to incorporate the Toisnot Banking Company.

S. B. 1040, H. B. 1037, An act to regulate stock law election in Transylvania County.

S. B. 925, H. B. 1343, An act to amend chapter 563 of the Public Laws of 1899, authorizing the Commissioners of Mecklenburg County to issue bonds to macadamize and improve the public roads thereof, and for other purposes.

S. B. 1284, H. B. 1934, An act to incorporate the Swicegood Toll Bridge Company.

S. B. 1220, H. B. 1690, An act to incorporate the Montane Road and Power Company.

S. B. 1081, H. B. 1887, An act to amend the charter of the town of Thomasville, and to establish graded schools for said town.

S. B. 864, H. B. 1787, An act to establish graded schools in the town of Edenton.

S. B. 1020, H. B. 1884, An act to prevent live stock from running at large in certain parts of Wayne County.

S. B. 1213, H. B. 1656, An act to provide for the working of the Public roads of Catawba County, and issuing bonds for same.

S. B. 968, H. B. 1834, An act to incorporate the Southern States Trust Company.

S. B. 1248, H. B. 1179, An act to establish a dispensary in the town of Murfreesboro.

S. B. 921, H. B. 1644, An act to allow W. I. Everett, Clerk of the Superior Court of Richmond County, to be absent from his office on Monday, the 3d day of June, 1901.

S. B. 919, H. B. 1746, An act to amend chapter 213 of the Private Laws of 1899.

S. B. 1164, H. B. 1892, An act to amend the charter of the city of Salisbury, and for other purposes.

S. B. 1114. H. B. 631, An act to incorporate the Bank of Youngsville.

S. B. 1209, H. B. 1702, An act to amend chapter 131, Private Laws 1899, and to re-enact said chapter.

S. B. 608, H. B. 1362, An act to amend chapter 92 of the Laws of 1885.

S. B. 786, H. B. 1735, An act authorizing the Board of Commissioners of Wilkes County to issue bonds.

S. B. 1233, H. B. 1326, An act for the relief of E. W. Hyman.

S. B. 1211, H. B. 1009, An act to incorporate the Bank of Beaufort.

S. B. 845, H. B. 1740, An act in relation to the town of Rutherfordton.

S. B. 1137, H. B. 1375, An act to incorporate the Citizens Savings Bank, of Kinston, N. C.

S. B. 1216, H. B. 1508, An act to provide for the passage of fish in Linville River, in Burke County.

S. B. 74, H. B. 624, An act to amend chapter 356, Public Laws of 1899, relative to the stock law for Johnston County.

S. B. 1200, H. B. 1334, An act to create a stock law in a portion of Ocracoke Township, on Ocracoke Island.

S. B. 1131, H. B. 1397, An act to incorporate the Bank of Benson.

S. B. 1243, H. B. 1308, An act to authorize the Boards of Commissioners for the counties of Mecklenburg, Gaston and

Lincoln, or any one of them, or any one in conjunction with another, to establish a public bridge over the Catawba River at Rozzell's Ferry.

S. B. 1237, H. B. 1717, An act to amend chapter 269, Public Laws of 1889, the same being An act to establish a graded school in the town of Albemarle, Stanly County.

S. B. 920, H. B. 1747, An act to amend the charter of the city of Raleigh.

S. B. 1306, H. B. 2022, An act to be entitled An act to regulate the manufacture and sale of spirituous liquors in the county of Richmond.

S. B. 1246, H. B. 1906, An act to protect game in Mecklenburg County.

S. B. 1251, H. B. 1910, An act to authorize the Board of Commissioners of Mecklenburg County to pay Matthew Ferrell claim of $22.35.

S. B. 1204, H. B. 1338, An act to amend chapter one hundred and fifteen of the Private Laws of one thousand eight hundred and ninety-nine.

S. B. 1252, H. B. 1711, An act to incorporate the Ladies' Aid Society of the M. E. Church, South, of Murfreesboro, Hertford County.

S. B. 1202, H. B. 1659, An act to repeal chapter 683 of the Public Laws of 1899.

S. B. 1250, H. B. 1378, An act to extend the time of organization under charter of Winston-Salem Trust and Deposit Company, and to amend said charter.

S. B. 752, H. B. 1551, An act to incorporate the Southport, Wilmington and Durham Railroad Company.

S. B. 1281, H. B. 1388, An act to incorporate the Bank of Davie.

S. B. 1245, H. B. 1474, An act to protect fish in Watauga and Elk rivers, in Watauga County.

S. B. 1244, H. B. 1228, An act to incorporate the Rowland Lumber Company, of Faison, N. C.

S. B. 1221, H. B. 1127, An act to incorporate the town of Swann Station, in the counties of Moore and Harnett.

S. B. 1297, H. B. 1923, An act to drain Beaver Dam Creek, in Cleveland County.

S. B. 1222, H. B. 751, An act for the relief of J. N. Russell and others, Stock Law Fence Committee.

S. B. 839, H. B. 1738, An act to amend the charter of Mount Airy.

S. B. 1174, H. B. 1758, An act to amend chapter 581, Laws of 1899, relating to the road law of the townships of River and Judkin, in Warren County.

S. B. 1242, H. B. 1778, An act supplemental to An act to protect and to promote the oyster industry of North Carolina, ratified the 26th day of February, 1901.

S. B. 125, H. B. 1843, An act to provide for the election of two additional Tax Collectors for the county of Mecklenburg.

S. B. 1180, H. B. 1728, An act supplemental to an act entitled An act to authorize the Commissioners of Harnett County to issue bonds to build a bridge across Cape Fear River, and to levy a special tax.

S. B. 1199, H. B. 1681, An act to amend chapter 649 of the Public Laws of 1899.

S. B. 1317, H. B. 1373, An act relative to pilots and pilotage on the Cape Fear River and bars.

S. B. 1407, H. B. 2068, An act supplemental to an act entitled An act to authorize James F. Battle, an ex-Confederate soldier, to peddle without paying tax, which was ratified March 4, 1901.

S. B. 1316, H. B. 2030, An act supplemental to an act entitled An act to amend the charter of the Salisbury and Fayetteville Coast Line Company, ratified the 4th day of March, A. D. 1901.

S. B. 1312, H. B. 2029, An act supplemental to an act en-

titled An act to amend chapter 581, Public Laws of 1899, ratified March 4, 1901.

S. B. 1406, H. B. 2069, An act supplemental to an act entitled An act to enable the Board of School Directors of Buncombe County and certain school committees in certain districts in said county to pay certain pecuniary obligations heretofore made by school districts in said county.

S. B. 1091, H. B. 1966, An act to incorporate the Atlantic and Northwestern Railway and Mining Company.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 2068, S. B. 1407, bill supplemental to An act to authorize James F. Battle, an ex-Confederate soldier, to peddle without paying a tax.

The bill is placed on its several readings.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2067, S. B. 1406, An act supplemental to an act entitled An act to make the Board of School Directors of Buncombe County and certain school committees to pay obligations.

The bill is placed on its several readings.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1289, S. B. 1367, bill to improve the public road from Elkin, in Surry County, to Sparta, Alleghany County, and establish and maintain toll gates thereon. Referred to Committee on Public Roads.

H. B. 910, S. B. 1368, bill to amend chapter 377, Public Laws of 1899, concerning the Department of Agriculture. Referred to Committee on Agriculture.

H. B. 1767, S. B. 1369, bill to declare the East Carolina

Railway a duly incorporated company, and to amend and enlarge its charter. Referred to Committee on Railroads and Railroad Commission.

H. B. 1777, S. B. 1370, bill to change the corporate name of the Chatham, Moore and Harnett Bank. Referred to Committee on Banks and Currency.

H. B. 1766, S. B. 1371, bill to incorporate the town of Macclesfield, Edgecombe County. Referred to Committee on Counties, Cities and Towns.

H. B. 1670, S. B. 1372, bill to authorize the Commissioners of Scotland County to condemn land. Referred to Judiciary Committee.

H. B. 2052, S. B. 1373, bill to amend chapter 90, Public Laws of 1895, and chapter 524, Public Laws of 1897, relative to the public roads of Madison County.

The bill is placed on the Calendar.

H. B. 2028, S. B. 1374, bill to repeal chapter 542, Laws of 1889, to permit timber to be floated on Broad Creek. Referred to Committee on Propositions and Grievances.

H. B. 1704, S. B. 1375, bill to amend chapter 7, Private Laws of 1895. Referred to Judiciary Committee.

H. B. 1187, S. B. 1376, bill to appoint Henry Stewart, Jr., of Macon County, a Justice of the Peace, and allow him to practice law. Referred to Judiciary Committee.

H. B. 1994, S. B. 1377, bill to secure the better drainage of certain lands on Thunder Swamp, in the county of Wayne.

Bill is placed on the Calendar.

H. B. 1776, S. B. 1378, bill to extend the time for organization and beginning construction by the Atlantic and Western Railroad Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 1556, S. B. 1379, bill for the appointment of a Tax Collector for Randolph County.

Bill is placed on the Calendar.

H. B. 1518, S. B. 1380, bill to prevent the felling of tim-

ber in or otherwise obstructing, certain streams or damaging bridges across the same in Jones, Lenoir and Duplin counties. Referred to Committee on Propositions and Grievances.

H. B. 2050, S. B. 1381, bill to amend section 19 of chapter 331, Private Laws of 1895. Referred to Judiciary Committee.

H. B. 1954, S. B. 1382, bill to amend the charter of the town of Faison, so as to extend its limits and change its time of holding election for said town officers. Referred to Judiciary Committee.

H. R. 1990, S. R. 1383, resolution to print one thousand copies of the oyster law for immediate distribution. Referred to Committee on Shell Fish.

H. B. 1684, S. B. 1384, bill to correct calls in State Grant, No. 7446, issued to J. W. Dehart, assignee, in Swain County, December 14, 1885. Referred to Judiciary Committee.

H. B. 1304, S. B. 1385, bill to correct State Grant, No. 1828, for Macon (now Swain) County. Referred to Committee on Propositions and Grievances.

H. B. 1048, S. B. 1386, bill to amend chapter 453, Public Laws of 1899. Referred to Committee on Propositions and Grievances.

H. B. 1532, S. B. 1387, bill to incorporate the Unity Cemetery Association, of Rocky Mount, N. C. Referred to Committee on Corporations.

H. B. 2062, S. B. 1388, bill to repeal chapter 253, Laws of 1899.

Placed on the Calendar.

H. B. 1756, S. B. 1389, bill to amend section 2939 of The Code. Referred to Judiciary Committee.

H. B. 800, S. B. 1390, bill to amend section 1136 of The Code, in regard to service of criminal process issued by Justice of the Peace. Referred to Judiciary Committee.

H. B. 1243, S. B. 1391, bill to amend the charter of Murphy.

Placed on the Calendar.

H. B. 1823, S. B. 1392, bill to allow the Commissioners for the town of Albemarle to issue bonds, and to amend the charter of said town.

Placed on the Calendar.

H. B. 1935, S. B. 1393, bill to provide for the better drainage of swamp land at the head of Pungo, Beaufort County. Referred to Committee on Propositions and Grievances.

H. B. 1905, S. B. 1394, bill to provide for working the public roads of Orange County, and issuing bonds for the same.

Placed on the Calendar.

H. B. 1957, S. B. 1395, bill to amend an act entitled An act to fund the bonded indebtedness of Murfreesboro Township, in Hertford County, ratified the 28th day of February, 1901.

Placed on the Calendar.

H. B. 2039, S. B. 1396, bill to create a new township in Randolph County. Referred to Committee on Counties, Cities and Towns.

H. B. 1850, S. B. 1397, bill to increase the number of County Commissioners for Durham County. Referred to Committee on Counties, Cities and Towns.

H. B. 1842, S. B. 1398, bill to incorporate the Citizens Bank of Franklinton, N. C. Referred to Committee on Banks and Currency.

H. B. 1772, S. B. 1399, bill to validate certain claims against Gaston County. Referred to Committee on Counties, Cities and Towns.

H. B. 789, S. B. 1400, bill to amend section 2015 of The Code, relating to the time of meeting of the Supervisors of Public Roads. Referred to Committee on Public Roads.

H. B. 2060, S. B. 1401, bill to prohibit the felling of trees in certain streams in Beaufort County.

Placed on the Calendar.

H. B. 1296, S. B. 1402, bill to create a school district for

the white race in Leasburg Township, Caswell County. Referred to Committee on Education.

H. B. 1908, S. B. 1403, bill regarding the removal of the county seat of Gaston County from Dallas to Gastonia.

Placed on the Calendar.

H. B. 1920, S. B. 1404, bill for the better working of the roads and highways of Iredell County.

Placed on the Calendar.

H. B. 936, S. B. 1405, bill to amend section 1005 of The Code, so as to permit Tax Collectors to carry concealed weapons. Referred to Judiciary Committee.

H. B. 1938, S. B. 1408, bill to provide for a division of the State into Judicial Districts and for holding the courts therein.

Placed on the Calendar.

H. B. 2065, S. B. 1409, bill to regulate the salary of the Treasurer of Buncombe County.

Placed on the Calendar.

H. B. 1926, S. B. 1412, bill to amend the charter of the city of Charlotte. Referred to Committee on Counties, Cities and Towns.

H. B. 1779, S. B. 1413, bill to amend chapter 1276 of The Code. Referred to Judiciary Committee.

H. B. 1467, S. B. 1414, bill to authorize and empower the Commissioners of Sampson County to issue bonds.

Placed on the Calendar.

H. B. 1795, S. B. 1415, bill to prohibit the manufacture of spirituous liquors, and to prohibit the sale of all intoxicating liquors in Cumberland County.

Placed on the Calendar.

H. B. 2051, S. B. 1416, bill to incorporate the Burnsville and Bakersville Turnpike Company.

Placed on the Calendar.

H. B. 1186, S. B. 1417, bill to provide for working public roads in Macon County.

Placed on the Calendar.

H. B. 1803, S. B. 537, bill to provide for the Soldiers' Home, upon concurrence in the amendment of the House of Representatives.

Upon motion of Mr. London, the amendment is concurred in and the bill is ordered enrolled.

H. B. 1337, S. B. 813, bill to incorporate the Greenville and Vanceboro Railroad Company, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 1490, S. B. 586, bill to incorporate the Scotland Neck and Roanoke Railroad Company, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 1675, S. B. 848, bill to incorporate the State's Prison of North Carolina, and to provide for the government thereof, upon concurrence in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 1838, S. B. 1087, bill to authorize the electors of Guilford County to issue bonds for the purpose of improving the public roads and building highways in said county, upon concurrence in House amendment.

The amendment is read the first time, and the bill is placed on to-morrow's Calendar.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Justice (by request), S. B. 1410, bill supplemental to an act entitled An act to establish graded schools in the town of Hendersonville, N. C., ratified February 21, 1901. Referred to Committee on Education.

By Mr. Foushee, S. B. 1411, bill to amend chapter 581, Laws of 1899, relating to the public roads in certain counties —Alamance, Durham, Forsyth, Gaston, New Hanover, Orange and Moore.

The bill is placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 1292, H. B. 1316, bill to authorize the Commissioners of McDowell County to levy a special tax to build a bridge across Catawba River, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Buchanan, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—35.

Bill is ordered enrolled.

S. B. 1287, H. B. 1768, bill to incorporate the Weldon Bridge, Steamboat and Ferry Company, at Weldon, N. C., upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

Bill is ordered enrolled.

S. B. 1288, H. B. 1581, bill to amend chapter 155, Private Laws 1887, charter of Benson, upon third reading.

The bill passes third reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Ward, Warern, Webb, Wood, Woodard—35.

Bill is ordered enrolled.

S. B. 1282, H. B. 1285, bill authorizing the Commissioners of Yancey County to issue bonds, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Buchanan, Candler, Crisp, Currie, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—34.

Ordered sent to the House of Representatives for concurrence in amendment.

S. R. 1308, resolution supplemental to An act to amend the charter of the town of Reidsville, in Rockingham County, and ratified on the 18th day of January, 1901, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice,

Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—34.

Ordered sent to the House of Representatives without engrossment.

S. B. 1269, bill to amend the charter of the town of Halifax, upon third reading.

The bill passes third reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

Ordered sent to the House of Representatives without engrossment.

S. B. 1302, bill to be entitled an act amendatory of an act, entitled An act to authorize Reidsville School District, of Reidsville, N. C., to issue bonds, upon third reading.

The bill passes third reading, ayes 34, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Buchanan, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—34.

Ordered sent to the House of Representatives without engrossment.

S. B. 1286, H. B. 1822, bill to improve the public highways and streets of Gastonia Township, Gaston County, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Buchanan, Burroughs, Candler, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—32.

Bill is ordered enrolled.

S. B. 1293, H. B. 1798, bill to be entitled an act supplemental to An act to amend the charter of Gastonia, N. C., upon third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Buchanan, Burroughs, Currie, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Smith, Stringfield, Ward, Warren, Webb, Wood —27.

Bill is ordered enrolled.

S. B. 1329, H. B. 1172, bill to provide stock law for certain sections of Craven County, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Scott, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—38.

S. B. 1338, H. B. 1866, bill to incorporate the Kenansville Air Line Railroad Company, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Broughton, Buchanan, Burroughs, Calvert, Candler, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Scott, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1219, H. B. 1455, bill to preserve the public roads of Forsyth County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1290, H. B. 1828, bill to authorize the Commissioners of Granville County to issue bonds to work the public roads, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1339, H. B. 1857, bill to authorize the town of Lenoir to isuse bonds for the improvement of said town, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1364, H. B. 2053, bill to be entitled an act supplemental to an act ratified the 5th day of February, 1901, entitled An act to allow the Board of Commissioners for Jackson County to levy a special tax, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1366, bill to authorize the Commissioners of Richmond County to issue bonds, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1352, bill to authorize the Aldermen of the city of Goldsboro to issue bonds, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1227, H. B. 1350, bill to amend chapter 363 of the Public Laws of 1889, and to repeal chapter 701 of the Public Laws of 1899, relating to the road law of Raleigh Township, Wake County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 390, H. B. 902, bill to establish graded schools in the town of Greenville, N. C., upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Ward, Warren, Webb, Wood, Woodard—36.

H. B. 353, S. B. 558, bill for the relief of certain officers and witnesses who attend the courts as witnesses before the grand jury, upon concurrence in amendments by House of Representatives.

Mr. Wood moves non-concurrence in the amendment adding Person County.

Adopted.

Mr. Webb moves non-concurrence in amendment adding Polk County.

Adopted.

Mr. Warren moves non-concurrence in amendment adding Jones County.

Adopted.

Mr. Buchanan moves non-concurrence in amendment adding Yancey County.

Adopted.

Mr. Webb moves non-concurrence in amendment adding Gaston and Durham counties.

Adopted.

Mr. Arrington moves non-concurrence in amendment adding Iredell County.

Adopted.

Mr. Webb moves that a message be sent to the House of Representatives, informing that honorable body of the non-concurrence by the Senate in these several amendments by the House of Representatives, and that a committee of two be appointed by the President of the Senate to confer with a similar committee on the part of the House of Representatives, and ask them to recede from these several amendments.

The motion is adopted, and the President appoints Messrs. Webb and Smith as said committee.

H. B. 1285, S. B. 1282, bill authorizing the Commissioners of Yancey County to issue bonds, upon third reading.

Mr. Buchanan moves to amend,

Amend by striking out "6 per cent" wherever it occurs, and inserting "not to exceed 5 per cent."

Mr. Gudger calls for the ayes and noes on the adoption of the amendment.

Call is sustained.

The amendment is adopted, ayes 26, noes 8, as follows:

Those voting in the affirmative are: Messrs. Broughton, Brown, Buchanan, Burroughs, Candler, Crisp, Dula, Foy, Gudger, Henderson, Justice, Leak, Lindsay, London, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Pinnix, Robeson, Smith, Stikeleather, Warren, Webb, Woodard—26.

Those voting in the negative are: Messrs. Alexander, Arrington, Aycock, Glenn, James, Travis, Ward, Wood—8.

The bill passes third reading, ayes 24, noes 11, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Burroughs, Currie, Foushee, Foy, Glenn, Henderson, James, Leak, London, Long, McAllister, McIntyre, Morrison, Morton, Scott, Stringfield, Travis, Warren, Wood, Woodard—24.

Those voting in the negative are: Messrs. Buchanan, Candler, Crisp, Dula, Gudger, Marshall, Michael, Miller of Caldwell, Pinnix, Robeson, Stikeleather—11.

H. B. 1936, S. B. 1003, bill to revise and consolidate the public school law, upon concurrence in amendment of House of Representatives.

Mr. London moves that the Senate do not concur in the amendments.

The motion is adopted.

Mr. London moves that a message be sent to the House of Representatives, informing that honorable body of the nonconcurrence by the Senate in these several amendments by the House of Representatives, and that a committee of two be appointed by the President of the Senate to confer with a similar committee on the part of the House of Representatives, and ask them to recede from these several amendments.

The motion is adopted, and the President appoints Messrs. McIntyre and Henderson as said committee.

H. B. 1827, S. B. 1253, bill to protect drainage in Beaufort, Tyrrell and Craven counties, upon third reading.

The bill passes third reading, and is ordered enrolled.

H. B. 1013, S. B. 730, bill concerning State grants, upon third reading.

The bill passes third reading, and is ordered enrolled.

H. B. 2034, S. B. 1311, bill to regulate elections in the city of Charlotte, and for other purposes, upon second reading.

Mr. Alexander moves to amend,

Amend by adding to last word in section 3, and after the word "election," the following, viz.: "That the registrar on demand of any elector, upon a payment of ten cents for every one hundred names, shall furnish same to any elector who desires a list of the voters registered by him as registrar, or that may appear on his registration books: *Provided*, that the same demand be made at least five days before the election."

The amendment is adopted.

The bill, as amended, passes second and third readings, and is ordered sent to the House of Representatives without engrossment for the concurrence of that body.

H. B. 2035, S. B. 1310, bill to protect primary elections and conventions of political parties in Mecklenburg County, and to punish frauds committed thereat, upon second reading.

Mr. Alexander moves to amend,

Amend by adding to section 7, after the word "shall," in line 7, and before the word "fail," the word "wilfully."

Amend by adding to section 11 the following: "*Provided*, that the political party, organization or association, or any of its managers shall pay to the custodian of the books 10 cents for every 100 names made or copied: *Provided further*, that this application shall be made at least ten days before the primary."

The amendment is adopted, and the bill, as amended, passes second and third readings, and is ordered sent to the House of Representatives for the concurrence of that body.

S. B. 1261, bill to amend chapter 152, Laws of 1893, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1361, bill to allow the Board of Aldermen of the city of Salisbury to have a new registration of the qualified voters, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1309, bill to amend chapter 65, Acts of 1899, relating to examinations of parties in civil actions, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 239, S. B. 523, bill to validate the election of certain Justices of the Peace in Alleghany County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 451, S. B. 1212, bill to authorize the Secretary of State to issue a Grant, No. 343, in Cherokee County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1111, S. B. 1285, bill to amend chapter 137, Private Laws of 1887, relative to the government of the town of Kernersville, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 1262, bill to amend section 3119 of The Code, upon second reading.

The bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1470, S. B. 1240, bill to amend ection 72 of The Code, so far as applicable to bond of Clerk of Superior Court of Currituck County, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1255, S. B. 1215, bill to grant titles to lands granted by the State within the county of Burke, prior to the destruction of the records of Burke County by General Stoneman, in 1865, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

H. B. 1610, S. B. 1283, bill to amend section 272 of The Code, upon second reading.

The bill passes second and third readings, and is ordered enrolled.

S. B. 1152, bill to improve the quality of field and garden seeds in North Carolina, and to prevent frauds upon purchasers of such seeds.

Upon motion of Mr. Brown, the bill is laid upon the table.

S. B. 1264, bill to amend chapter 272, Laws of 1893, upon second reading.

Upon motion of Mr. Brown, the bill is laid upon the table.

H. B. 1061, S. B. 1068, bill to prevent the cutting of cherry timber in Graham County when the leaves are on the trees, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1344, bill to increase the Commissioners of Pitt County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House without engrossment.

H. B. 1404, S. B. 1337, bill to repeal certain parts of chapter 253, Public Laws of 1895, relating to Hyde County, upon second reading.

Upon motion of Mr. Ward, the bill is laid on the table.

S. B. 1348, bill to pay the witnesses attending the Court of Impeachment, upon second reading.

Bill passes second and third readings, and is ordered sent to the House without engrossment.

S. B. 1298, bill to prevent guaranty companies from compelling all county funds to be kept in National banks, upon second reading.

Mr. Henderson moves to amend,

Amend by striking out the word "standing," and inserting "becoming sureties on," in line 5 of section 1.

The amendment is adopted.

Mr. Travis moves to amend,

Amend by adding to section 1 the following, "but said officials shall have discretion to deposit said funds in either State or National banks."

The amendment is adopted.

Mr. Lindsay moves to amend,

"*Provided*, that this act shall not apply in towns where the capital and surplus of said National banks in said towns exceeds the capital and surplus of the State banks."

The amendment is lost.

Bill, as amended, passes second and third readings, and is ordered engrossed.

Mr. Henderson moves to reconsider the vote by which H. B. 1285, S. B. 1282, bill authorizng the Commissioners of Yancey County to issue bonds, passed third reading.

The motion is adopted.

Mr. Henderson moves to strike out the amendment offered by Mr. Buchanan.

The amendment is stricken out, and the bill passes third reading, and is ordered enrolled.

H. B. 850, S. B. 1203, bill to amend chapter 348, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2012, S. B. 1327, bill to regulate the sale of spirituous liquors in the city of Goldsboro, upon second reading.

Mr. Aycock moves to amend,

"Section 10. That the provisions of this act shall apply to all incorporated towns in Wayne County in which intoxicating liquors are sold, and the Aldermen or Commissioners shall have the power in their respective towns herein conferred upon the Aldermen of Goldsboro in reference to Goldsboro, and all other places where liquor is sold."

The amendment is adopted, and the bill, as amended, passes second and third readings, and is ordered engrossed.

S. R. 1356, resolution to print the proceedings of the Court of Impeachment, upon second reading.

Resolution passes second reading, and is ordered sent to the House without engrossment.

S. B. 1353, bill to provide a fund to purchase books for certain pupils of public schools, upon second reading.

Amendments are offered and adopted, adding Chatham, Wayne, New Hanover, Robeson, Jackson, Wake, Pasquotank, Columbus and Watauga.

Mr. London moves to amend,

Amend by striking out "$2.00" and insert "$1.00," in line 5, section 1.

The amendment is adopted.

Mr. Woodard moves to refer to Judiciary Committee.

The motion is lost.

Upon its second reading, Mr. Woodard calls for the ayes and noes.

The motion is lost.

The bill, as amended, passes second reading.

Upon its third reading, Mr. Woodard calls for the ayes and noes.

Call sustained.

The bill passes third reading, ayes 28, noes 10, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Brown, Candler, Crisp, Currie, Dula, Foushee, Foy, Gudger, Henderson, Justice, London,

Long, McAllister, McIntyre, Michael, Morrison, Morton, Robeson, Scott, Smith, Stikeleather, Travis, Ward, Wood —28.

Those voting in the negative are: Messrs. Glenn, James, Leak, Marshall, Miller of Caldwell, Pinnix, Stringfield, Warren, Webb, Woodard—10.

Bill is ordered engrossed.

Mr. Henderson moves that the vote by which H. B. 1849, S. B. 1239, bill to regulate the shipping of liquor into Buncombe and Madison counties, passed third reading, be reconsidered.

The motion is adopted.

Mr. Foushee moves that the rules be suspended, and that the discussion on each side be limited to thirty minutes.

The motion is adopted.

Mr. Gudger calls the previous question.

Call sustained.

Mr. Gudger calls for the ayes and noes.

Call sustained.

The bill passes third reading, ayes 24, noes 7, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Brown, Buchanan, Candler, Foushee, Foy, Gudger, James, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morrison, Scott, Smith, Stikeleather, Stringfield, Ward, Warren—24.

Those voting in the negative are: Messrs. Calvert, Crisp, Dula, Glenn, Henderson, Webb, Woodard—7.

Bill is ordered enrolled.

Mr. Gudger moves to reconsider the vote by which this bill passed third reading, and to table the motion to reconsider.

The motion to table the motion to reconsider is adopted.

H. B. 1795, S. B. 1415, bill to prohibit the manufacture of spirituous liquors and to prohibit the sale of all intoxicating liquors in Cumberland County, upon second reading.

Mr. McNeill moves to amend,

By inserting, "The General Assembly of North Carolina do enact."

The amendment is adopted.

The bill, as amended, passes second and third readings, and is ordered engrossed.

Mr. Aycock moves to recall from the Committee on Education, S. B. 1351, bill supplemental to the laws governing the management and control of the Board of Agriculture and the North Carolina College of Agriculture and Mechanic Arts, and place it on its several readings.

Motion adopted.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. Stringfield, H. B. 2050, S. B. 1381, bill to amend section 19, of chapter 331, Private Laws of 1895, is recalled from the Judiciary Committee and placed on its several readings.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1556, S. B. 1379, bill for the appointment of a Tax Collector for Randolph County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1345, bill to protect the interests of infants and married women in corporations, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1359, bill to change the boundary of Steele Township, in the county of Richmond, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1360, bill to amend the charter of the town of Rockingham, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1263, bill to make the apportionment of members of the Senate, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1994, S. B. 1377, bill to secure the better drainage of certain lands on Thunder Swamp, in the county of Wayne, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2065, S. B. 1409, bill to regulate the salary of the Treasurer of Buncombe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2060, S. B. 1401, bill to prohibit the felling of trees in certain streams in Beaufort County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1354, bill to examine and pay a school claim in Vance County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1657, S. B. 1332, bill to incorporate the Cape Fear Freewill Baptist Association, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2052, S. B. 1373, bill to amend chapter 90, Public Laws of 1895, and chapter 524, Public Laws of 1897, relative to the public roads of Madison County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1186, S. B. 1417, bill to provide for working public roads in Macon County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2051, S. B. 1416, bill to incorporate the Burnsville and Bakersville Turnpike Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. London, the vote by which this bill passed third reading, be reconsidered, and that the bill be placed on the Calendar when the incorporation tax shall have been paid.

The motion is adopted.

Mr. Morrison moves that H. B. 1938, S. B. 1408, bill to provide for division of the State into Judicial Districts and for holding the courts therein, be made a special order for to-morrow at 11 o'clock, and, upon motion of Mr. Foushee, the bill is ordered printed.

Upon motion of Mr. Gudger, the Senate adjourns until to-morrow at 10 o'clock.

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## FIFTY-FIRST DAY.

SENATE CHAMBER, March 8, 1901.

The Senate meets pursuant to adjournment.

Prayer by Mr. Weaver, of the House.

Upon motion of Mr. McAllister, the reading of the Journal is dispensed with, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

Mr. Arrington, from the Committee on Rules, makes the following report:

That during the remainder of the session the Calendar shall be in the hands of the presiding officer.

The report is adopted.

From the Committee on Education:

By Mr. Wood, H. B. 1648, S. B. 1341, bill to establish graded school at Sanford, in Moore County, with a favorable recommendation.

By Mr. Aycock, H. B. 1107, S. B. 1149, bill to incorporate the James Sprunt Institute, of Duplin County, with a favorable recommendation.

From the Judiciary Committee:

By Mr. London, H. B. 1756, S. B. 1389, bill to amend section 2939 of The Code, with a favorable recommendation.

By Mr. Henderson, H. B. 1704, S. B. 1375, bill to amend chapter 7, Private Laws of 1895, with a favorable recommendation.

By Mr. James, H. B. 1954, S. B. 1382, bill to amend the charter of the town of Faison, so as to extend its limits and change its time of holding election for said town officers, with a favorable recommendation.

From the Committee on Pensions and Soldiers' Home:

By Mr. London, S. B. 783, bill to establish a Pension Board for the county of Madison, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Stringfield, H. B. 1342, S. B. 1295, bill to regulate the sale of seed cotton in Mecklenburg County, reporting a substitute and recommending that it do pass.

By Mr. Broughton, H. B. 1048, S. B. 1386, bill to amend chapter 453, Public Laws of 1899, with a favorable recommendation.

H. B. 1518, S. B. 1380, bill to prevent the felling of timber or otherwise obstructing certain streams or damaging bridges across same in Jones, Lenoir and Duplin counties, with a favorable recommendation.

By Mr. McNeill, S. B. 1304, H. B. 1385, bill to correct State Grant, No. 1828, for Macon (now Swain) County, with a favorable recommendation.

H. B. 2028, S. B. 1374, bill to repeal chapter 542, Laws of 1889, to permit timber to be floated on Broad Creek, with a favorable recommendation.

H. B. 1935, S. B. 1393, bill to provide for the better drainage of swamp lands at the head of Pungo, Beaufort County, with a favorable recommendation.

From the Joint Committee on Agriculture:

By Mr. Burroughs, H. B. 910, S. B. 1368, bill to amend chapter 377, Public Laws of 1899, concerning the Department of Agriculture, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. Michael, H. B. 203, S. B. 737, bill to require city and street railway companies to use vestibule fronts and fenders on their cars, with an unfavorable recommendation.

From the Committee on Counties, Cities and Towns:

By Mr. Leak, H. B. 1772, S. B. 1399, bill to validate certain claims against Gaston County, with a favorable recommendation.

H. B. 1926, S. B. 1412, bill to amend the charter of the city of Charlotte, reporting a substitute and recommending that it do pass.

H. B. 2039, S. B. 1396, bill to create a new township in Randolph County, with a favorable recommendation.

S. B. 1300, bill to create the office of Chief of Fire Department and decrease the fire waste of the State, with a favorable recommendation.

H. B. 1850, S. B. 1397, bill to increase the number of County Commissioners for Durham County, with a favorable recommendation.

H. B. 1766, S. B. 1371, bill to incorporate the town of Macclesfield, Edgecombe County, with a favorable recommendation.

By Mr. Morrison, H. B. 1199, S. B. 899. bill to revise the

charter of the city of Wilmington, reporting an amendment that it do pass.

The bill is placed on to-day's Calendar.

ENGROSSED BILLS.

Mr. Warren, from the Committee on Engrossed Bills, reports that the following bills and resolutions are correctly engrossed, and they are ordered to be sent to the House of Representatives for the concurrence of that body:

S. B. 1298, a bill to prevent guaranty companies from compelling all county funds to be kept in National banks.

S. B. 1327, H. B. 2012, a bill to regulate the sale of spirituous liquors in the city of Goldsboro. Amendment to H. B. 2012.

S. B. 1353, a bill to provide a fund to purchase books for certain pupils of public schools. Amended.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bill properly enrolled, which is duly ratified and sent to the office of Secretary of State:

S. B. 848, H. B. 1675, An act to incorporate the State's Prison of North Carolina and to provide for the government thereof.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 1315, S. B. 1418, bill for the relief of H. E. Kearney, Sheriff of Franklin County. Referred to Committee on Propositions and Grievances.

H. B. 1520, S. B. 1419, bill authorizing Secretary of State to issue grants to James M. Davis, of Cherokee County. Referred to Judiciary Committee.

H. B. 1624, S. B. 1420, bill to change line in State Grant, No. 8971, in Transylvania County. Referred to Judiciary Committee.

H. B. 1625, S. B. 1421, bill to change calls in State Grant, No. 563, in Transylvania County. Referred to Judiciary Committee.

H. B. 1233, S. B. 1422, bill for the protection of game in Trinity Township, in Randolph County. Referred to Committee on Propositions and Grievances.

H. B. 1522, S. B. 1423, bill to authorize the Secretary of State to issue a grant to J. A. Davis, of Cherokee County. Referred to Judiciary Committee.

H. B. 1710, S. B. 1424, bill in relation to stock law fences. Referred to Committee on Propositions and Grievances.

H. B. 242, S. B. 1425, bill to protect suffering land owners from depredating fowls. Referred to Committee on Propositions and Grievances.

H. B. 1521, S. B. 1426, bill authorizing the Secretary of State to issue a grant to Clem Davis. Referred to Judiciary Committee.

H. B. 1807, S. B. 1427, bill to prevent stock from running at large in the town of Burgaw, Pender County. Referred to Committee on Propositions and Grievances.

H. B. 2061, S. B. 1428, bill to fix the time for the organization of the Southern Trust and Guaranty Company. Referred to Judiciary Committee.

H. B. 1985, S. B. 1429, bill to protect deer in Robeson County. Referred to Committee on Propositions and Grievances.

H. B. 2032, S. B. 1430, bill to levy a special tax in the town of Tarboro, Edgecombe County.

The bill is placed on the Calendar.

H. B. 2024, S. B. 1431, bill to regulate stock law in Johnston County.

The bill is placed on the Calendar.

H. B. 1703, S. B. 1432, bill to incorporate the Wayne and Sanford Railroad Company.

The bill is placed on the Calendar.

H. B. 2026, S. B. 1433, bill to establish stock law in certain sections of Jones County.

Placed on the Calendar.

H. B. 1519, S. B. 1434, bill to amend chapter 82, Private Laws of 1899, in regard to the city of New Bern.

The bill is placed on the Calendar.

H. B. 796, S. B. 1435, bill to incorporate the town of Stanley, in Randolph County.

The bill is placed on the Calendar.

H. B. 2100, S. B. 1436, bill supplemental to An act, ratified on the ..... day of March, 1901, relative to the stock law in Johnston County. Referred to Committee on Propositions and Grievances.

H. B. 603, S. B. 1437, bill to repeal chapter 231, Private Laws of 1899, incorporating the town of Cedar Falls, N. C. Referred to Committee on Counties, Cities and Towns.

H. B. 1477, S. B. 1438, bill to amend section 1, chapter 107, Public Laws of 1891. Referred to Judiciary Committee.

H. B. 1716, S. B. 1439, bill to appoint Justices of the Peace for Liberty, Cedar Grove, Grant and Richmond townships, in Randolph County. Referred to Committee on Justices of the Peace.

H. B. 1715, S. B. 1440, bill for the relief of Lucy J. Ingram, school teacher, in Randolph County. Referred to Committee on Education.

H. B. 2072, S. B. 1441, bill to amend an act of the General Assembly of 1901 entitled An act to incorporate the Rutherfordton Railroad Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 1577, S. B. 1442, bill to regulate fishing in certain waters of North River, in Camden County. Referred to Committee on Propositions and Grievances.

H. B. 1579, S. B. 1443, bill for the appointment of a board for the selection of list-takers and assessors for Camden County. Referred to Committee on Propositions and Grievances.

H. B. 1543, S. B. 1444, bill to prohibit the manufacture and sale of whiskey or brandy in Clay County. Referred to Committee on Propositions and Grievances.

H. B. 1922, S. B. 1445, bill to amend chapter 297, Laws of 1885. Referred to Judiciary Committee.

H. B. 1829, S. B. 1446, bill to validate a stock law election in certain territory in Moore County. Referred to Committee on Propositions and Grievances.

H. B. 1283, S. B. 1447, bill to incorporate the town of Speed, in Edgecombe County. Referred to Committee on Counties, Cities and Towns.

H. B. 1755, S. B. 1448, bill to require the Board of Directors of the State's Prison of North Carolina and the Board of Directors of the Central Hospital for the Insane to construct and extend sewers. Referred to Committee on Penal Institutions.

H. B. 1714, S. B. 1449, bill to authorize the Commissioners and School Directors of Randolph County to audit certain claims. Referred to Judiciary Committee.

H. B. 1655, S. B. 1450, bill to incorporate White Oak Academy, Bladen County. Referred to Committee on Education.

H. B. 1523, S. B. 1451, bill for the relief of C. W. Boast. Referred to Judiciary Committee.

H. B. 2044, S. B. 1452, bill to enlarge the stock law territory of Bladen County. Referred to Committee on Propositions and Grievances.

H. B. 1860, S. B. 1453, bill to incorporate the town of Mildred, in Edgecombe County. Referred to Committee on Counties, Cities and Towns.

H. B. 1909, S. B. 1454, bill to authorize the Commission-

ers of Randolph County to disburse certain stock law funds. Referred to Committee on Propositions and Grievances.

H. B. 2027, S. B. 1455, bill to incorporate the Santeetla Railroad Company.

The bill is placed on the Calendar.

H. B. 2117, S. B. 1465, bill to appoint a Justice of the Peace for Halifax County. Referred to Committee on Justices of the Peace.

H. B. 1573, S. B. 1466, bill to repeal all laws granting to any persons immunity from examinations for license to teach in the public schools.

The bill is plaed on the Calendar.

H. B. 1548, S. B. 1468, bill to raise revenue.

Placed on the Calendar.

Upon motion of Mr. London, the bill is ordered printed.

H. B. 1345, S. B. 1471, bill to protect game and poultry in Catawba County. Referred to Committee on Propositions and Grievances.

H. R. 2110, S. R. 1472, resolution directing the Corporation Commission to require the use of "dinkies" by the railroads of the State. Referred to Judiciary Committee.

Substitute to H. B. 1235, S. B. 107, bill making certain parts of Pasquotank, Perquimans and Chowan counties a stock law district, upon concurrence in House amendment.

The bill is placed on the Calendar.

H. B. 1732, S. B. 747, bill to protect game birds in Randolph County, upon concurrence in House amendment.

Placed on the Calendar.

H. B. 2096, S. B. 1263, bill to make the apportionment of members of the Senate, with amendment by the House of Representatives.

Upon motion of Mr. McAllister, the amendment is concurred in, and the bill is ordered enrolled.

H. B. 1734, S. B. 777, bill to repeal chapter 524 of the Laws of 1899, in reference to the oysters in the waters of

New Hanover, with amendment by the House of Representatives.

Upon motion of Mr. Morton, the amendment is concurred in, and the bill is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Arrington, S. R. 1456, joint resolution in reference to the introduction of bills.

Placed on the Calendar.

By Mr. Leak, S. B. 1457, bill for local option in Union County. Referred to Committee on Propositions and Grievances.

By Mr. James (by request), S. B. 1458, bill to amend chapter 380, Public Laws of 1899. Referred to Judiciary Committee.

By Mr. Warren, S. B. 1459, bill to extend the time for incorporating the Bank of East Carolina, and to re-enact chapter 259, Private Laws of 1899.

The bill is placed on the Calendar.

By Mr. Wood, S. B. 1460, bill authorizing the Commissioners of Randolph County to revise jury list.

The bill is placed on the Calendar.

By Mr. Alexander, S. B. 1461, bill relating to the road law for Charlotte Township.

The bill is placed on the Calendar.

By Mr. Wood, S. B. 1462, bill to regulate *quo warranto* proceedings.

Placed on the Calendar.

S. B. 1463, bill to require complaint to be served with summons in *quo warranto* proceedings.

Placed on the Calendar.

By Mr. Broughton, S. B. 1464, bill in favor of John R. Comgleton, an aged ex-Confederate soldier.

Placed on the Calendar.

By Mr. Woodard, S.B. 1467, bill in regard to the Trustees of the Louisburg Presbyterian Church.

Placed on the Calendar.

By Mr. Marshall, S. B. 1469, bill to enlarge the corporate limits of the town of Mt. Airy, Surry County. Referred to Committee on Counties, Cities and Towns.

S. B. 1477, bill for the relief of H. C. Hayner, Clerk of the Superior Court, Surry County.

Placed on the Calendar.

By Mr. Ward, S. B. 1475, An act supplemental to an act entitled An act to incorporate the Bank of Beaufort, which was ratified March 4, 1901.

Placed on the Calendar.

By Mr. Gudger, S. B. 1476, bill supplemental to An act, ratified March 4, 1901, in regard to hunting in Surry County.

Placed on the Calendar.

Upon motion of Mr. Aycock, a message is ordered sent to the House of Representatives, asking the return to the Senate of S. B. 1351, bill supplemental to the laws governing the management and control of the Board of Agriculture and the North Carolina College of Agriculture and Mechanic Arts.

Upon motion of Mr. Glenn, S. B. 1265, bill to provide an adequate support for the A. and M. College for the Colored Race, and to pay for its farm and other purposes, is withdrawn from the Committee on Education and referred to Committee on Appropriations.

Upon motion of Mr. Broughton, H. B. 910, S. B. 1368, bill to amend chapter 377 of the Public Laws of 1899, concerning the Department of Agriculture, is referred to Special Committee for verbal correction.

The President appoints Messrs. Broughton, Aycock and Burroughs as said Special Committee.

Upon motion of Mr. Stringfield, H. B. 1399, S. B. 1321, bill to authorize the Treasurer of Haywood County to file

bond for the public school tax, is recalled from the Committee and placed on the Calendar.

Upon motion of Mr. Smith, S. B. 1198, bill to establish graded schools in the town of Clayton, is recalled from the Committee on Education and placed on the Calendar.

Mr. Morton moves to take from the table S. B. 1264, bill to amend chapter 272, Laws of 1893.

The motion is lost.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 1227, H. B. 1350, bill to amend chapter 363 of the Public Laws of 1889, and to repeal chapter 701 of the Public Laws of 1899, relating to the road law of Raleigh Township, Wake County, upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miler of Pamlico, Morrison, Pinnix, Scott, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—41.

Bill is ordered enrolled.

S. B. 1352, bill to authorize the Aldermen of the city of Goldsboro to issue bonds, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London,

Long, Marshall, McAllister, McIntosh, McInytre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Scott, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—40.

Bill is ordered sent to the House of Representatives without engrossment.

S. B. 1338, H. B. 1866, bill to incorporate the Kenansville Air Line Railroad Company, upon third reading.

The bill passes third reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Robeson, Scott, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—42.

The bill is ordered enrolled.

S. B. 1219, H. B. 1455, bill to preserve the public roads of Forsyth County, upon second reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Currie, Crisp, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Scott, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—40.

Bill is ordered enrolled.

S. B 1329, H. B. 1172, bill to provide stock law for certain sections of Craven County, upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Scott, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—41.

Bill is ordered enrolled.

S. B. 1364, H. B. 2053, bill to be entitled an act supplemental to an act ratified the 5th day of February, 1901, entitled an act to allow the Board of Commissioners for Jackson County to levy a special tax, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, MAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Scott, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—40.

Bill is ordered enrolled.

S. B. 1339, H. B. 1857, bill to authorize the town of Lenoir to issue bonds for the improvement of said town, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Scott, Stike-

leather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—40.

Bill is ordered enrolled.

S. B. 1290, H. B. 1828, bill to authorize the Commissioners of Granville County to issue bonds to work the public roads, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula. Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Scott, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—40.

Bill is ordered enrolled.

S. B. 390, H. B. 902, bill to establish graded schools in the town of Greenville, upon third reading.

The bill passes third reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Scott, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—40.

The bill is ordered enrolled.

S. B. 1366, bill to authorize the Commissioners of Richmond County to issue bonds, upon third reading.

The bill passes third reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander,

Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Scott, Smith, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—41.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1416, H. B. 2051, bill to incorporate the Marion, Burnsville and Bakersville Turnpike Company, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Stringfield, Vann, Ward, Warren, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1347, bill to authorize the city of Monroe to fund its outstanding indebtedness, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—42.

S. B. 1403, H. B. 1908, bill to allow the citizens of Gaston County to express their will concerning the proposed removal

of the county-seat of Gaston County from Dallas to Gastonia, and an issue of county bonds for building a court-house and jail in Gastonia, and to remove the county-seat and issue the bonds as aforesaid, if a majority of the qualified voters of the county shall favor it, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard —40.

S. B. 1404, H. B. 1920, bill for the better working of the roads and highways of Iredell County, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Scott, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—42.

S. B. 1395, H. B. 1957, bill to amend an act entitled an act to fund the bonded indebtedness of Murfreesboro Township, in Hertford County, ratified 28th of February, 1901, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee,

Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Stringfield, Sugg, Thomas, Ward, Warren, Wood, Woodard —40.

S. B. 1394, H. B. 1905, bill to provide for working the public roads of Orange County and issuing bonds for the same, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Buchanan, Burroughs. Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—39.

S. B. 1414, H. B. 1467, bill to authorize and empower the Commissioners of Sampson County to issue bonds, upon second reading.

The bill passes second reading, ayes 41, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill,Michael, Miller of Caldwell, Morton, Pinnix, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—41.

S. B. 1392, H. B. 1823, bill to allow the Commissioners for the town of Albemarle to issue bonds, and to amend the charter of said town, upon second reading.

The bill passes second reading, ayes 40, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander,

Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Pinnix, Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—40.

S. B. 1087, H. B. 1838, bill authorizing the electors of Guilford County to issue bonds for the purpose of improving the public roads and building highways in said county, upon concurrence in House amendment.

Amendment by House of Representatives concurred in.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Scott, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—43.

S. B. 1326, H. B. 1869, bill to authorize the Commissioners of Buncombe County to issue bonds, upon second reading.

The bill passes second reading, ayes 43, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Morton, Pinnix, Scott, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—43.

S. B. 1391, H. B. 1243, bill to amend the charter of the town of Murphy, upon second reading.

The bill passes second reading, ayes 42, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morrison, Pinnix, Robeson, Scott, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Wood, Woodard—42.

H. B. 2062, S. B. 1388, bill to repeal chapter 253, Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1952, S. B. 1315, bill to amend the charter of the town of Dunn, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1463, bill to require complaint to be served with summons in *quo warranto* proceedings, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1462, bill to regulate *quo warranto* proceedings, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 456, S. B. 1289, bill to amend chapter 119, Private Laws of 1889, entitled an act to incorporate the town of Waxhaw, in Union County, upon second reading.

Substitute reported by the committee is adopted.

The bill fails to pass its second reading, and is lost.

H. B. 910, S. B. 1368, bibll to amend chapter 377 of the Public Laws of 1899, concerning the Department of Agriculture, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1194, bill to incorporate the town of Pinehurst, in Moore County, and to provide for the government thereof, upon second reading.

Substitute reported by the committee is adopted, and the bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 1756, S. B. 1389, bill to amend section 2939 of The Code, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1573, S. B. 1466, bill to repeal all laws granting to any persons immunity from examination or license to teach in the public schools, upon second reading.

Mr. Gudger moves to amend,

Amend by adding "That this act shall not apply to the counties of Madison and Buncombe."

The amendment is lost.

The bill passes second and third readings, and is ordered enrolled.

## MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency the Governor, Charles B. Aycock, informing the Senate of the receipt of resolutions from many States requesting Congress to call a Convention for the purpose of proposing an amendment to the Constitution of the United States, providing for the election of United States Senators by a direct vote of the people.

The message is read, and referred to Committee on Federal Relations.

H. B. 1772, S. B. 1339, bill to authorize the town of Lenoir to issue bonds for the improvement of said town, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 899, S. B. 1199, bill to revise the charter of the city of Wilmington, upon second reading.

The amendment reported by the committee is adopted.

Mr. Justice gives notice of a motion to reconsider the vote by which the amendment was adopted.

Pending further consideration of this bill, the Senate, at 12 o'clock, upon motion of Mr. London, takes a recess to sit as a Court of Impeachment.

At 12.30 the Senate reconvenes, and consideration of

H. B. 899, S. B. 1199, bill to revise the charter of the city of Wilmington, is resumed.

The hour of 1 o'clock arrives, and the President lays before the Senate

H. B. 1938, S. B. 1408, bill to provide for the division of the State into Judicial Districts and for holding the Courts therein, it being the Special Order for this hour.

Mr. Woodard offers a substitute for six sections of the bill.

Pending further consideration of the bill, the Senate, upon motion of Morrison, takes a recess until 8 o'clock to-night.

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## Night Session.

At 8 o'clock the Senate reconvenes.

### REPORTS OF COMMITTEES.

Reports of Standing Committes are submitted, as follows:

From the Committee on Propositions and Grievances:

By Mr. McNeill, H. B. 1543, S. B. 1444, bill to prohibit the manufacture or sale of whiskey in Clay County, with a favorable recommendation.

By Mr. Robeson, H. B. 2100, S. B. 1436, bill supplemental to an act passed at the present session, ratified on the

....day of March, 1901, relative to the stock law in Johnston County, with a favorable recommendation.

H. B. 1985, S. B. 1429, bill to protect deer in Robeson County, with a favorable recommendation.

H. B. 242, S. B. 1425, bill to protect suffering land owners from depredating fowls, with a favorable recommendation.

H. B. 2044, S. B. 1452, bill to enlarge the stock law territory of Bladen County, with a favorable recommendation.

H. B. 1829, S. B. 1446, bill to validate the stock law election in certain territory in Moore County, with a favorable recommendation.

H. B. 1710, S. B. 1424, bill in relation to stock law fences, with a favorable recommendation.

By Mr. Arrington, H. B. 1315, S. B. 1418, bill for the relief of H. C. Kearney, Sheriff of Franklin County, with a favorable recommendaiton.

H. B. 1909, S. B. 1454, bill to authorize the Commissioners of the county of Randolph to disburse certain stock law funds, with a favorable recommendation.

H. B. 1807, S. B. 1427, bill to prevent stock from running at large in the town of Burgaw, Pender County, with a favorable recommendation.

H. B. 1233, S. B. 1422, bill for the protection of game in Trinity Township, Randolph County, with a favorable recommendation.

From the Judiciary Committee:

By Mr. London, H. B. 1477, S. B. 1438, bill to amend section 1, chapter 107, Public Laws 1891, with a favorable recommendation.

By Mr. Ward, H. B. 1624, S. B. 1420, bill to change line in State Grant No. 8971, in Transylvania County, with a favorable recommendation.

H. B. 1626, S. B. 1421, bill to change calls in State Grant No. 563, in Transylvania County, reporting an amendment and recommending the passage of the bill with the amendment.

By Mr. Vann, H. B. 1714, S. B. 1449, bill to authorize the Commissioners and School Directors of Randolph County to audit certain claims, with a favorable recommendation.

By Mr. James, H. B. 1922, S. B. 1445, bill to amend chapter 297 of the Laws of 1885, with a favorable recommendation.

By Mr. Currie, H. B. 1779, S. B. 1413, bill to amend chapter 1276 of The Code, with a favorable recommendation.

By Mr. Justice, H. B. 2061, S. B. 1428, bill to extend the time for the organization of the Southern Trust and Guarantee Company.

The committee recommends the passage of the bill when the tax is paid.

From the Committee on Banks and Currency:

By Mr. Long, H. B. 1777, S. B. 1370, bill to change the corporate name of the Chatham, Moore and Harnett Bank, with a favorable recommendation.

H. B. 1842, S. B. 1398, bill to incorporate the Citizens Bank of Franklinton, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. London, H. B. 2072, S. B. 1441, bill to amend an act of the General Assembly of 1901, entitled An act to incorporate the Rutherfordton Railroad Company, with a favorable recommendation.

H. B. 1776, S. B. 1378, bill to extend the time for organization and beginning construction by the Atlantic and Western Railroad Company, with a favorable recommendation.

## MESSAGE FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1637, S. B. 78, bill to protect trade, commerce and transportation from combinations, monopoly and con-

spiracy, with amendemnt by the House of Representatives. Placed upon the Calendar.

H. B. 1345, S. B. 1471, bill to protect game and poultry in Catawba County. Referred to the Committee on Propositions and Grievances.

H. R. 2110, S. R. 1472, resolution directing the Corporation Commission to inquire into the use of dinkies by the railroads of the State. Referred to the Judiciary Committee.

H. B. 2123, S. B. 1473, bill for the relief of D. C. Rufty, former tax collector of the city of Statesville, in Iredell County. Placed on the Calendar.

H. B. 1929, S. B. 1474, bill to appoint a commission to investigate all claims on account of shell-fish industry, and for other purposes. Placed on the Calendar.

Upon motion of Mr. Broughton,

H. B. 1755, S. B. 1448, bill to require the Board of Directors of the State's Prison of N. C., and the Board of Directors of the Central Hospital for the Insane to construct and extend sewers,

Is recalled from the Committee on Penal Institutions and referred to the Committee on Appropriations.

## ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 1311, H. B. 2034, An act to regulate elections in the city of Charlotte, and for other purposes.

S. B. 1345, H. B. 2089, An act to protect the interests of infants and married women in corporations.

S. B. 1282, H. B. 1285, An act to authorize Yancey County to issue bonds for the purpose of paying for a bridge.

S. B. 1401, H. B. 2060, An act to prohibit the felling of trees in certain streams in Beaufort County.

S. B. 1253, H. B. 1827, An act to protect drainways in Beaufort, Tyrrell, Pitt and Craven counties.

THE CALENDAR.

is resumed.

S. B. 1198, bill to establish graded schools in the town of Clayton, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Morton, Pinnix, Scott, Smith, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1393, H. B. 1935, bill to provide for the better drainage of swamp lands at the head of Pungo, Beaufort County, upon second reading.

The bill passes second reading, ayes 39, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Scott, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—39.

S. B. 1341, H. B. 1648, bill to establish a graded school at Sanford, in Moore County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Justice,

Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Morton, Pinnix, Smith, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 899, H. B. 1199, bill to revise the charter of the city of Wilmington, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, James, Justice, Leak, Lindsay, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Stringfield, Thomas, Vann, Ward, Warren, Wood, Woodard—36.

S. B. 1411, bill to amend chapter 581, Laws of 1899, relating to the public roads in certain counties: Alamance, Durham, Forsyth, Gaston, New Hanover, Orange and Warren, upon second reading.

The bill passes second reading, ayes 38, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Stringfield, Sugg, Vann, Ward, Warren, Webb, Wood, Woodard—38.

S. B. 1313, H. B. 1687, bill for the better drainage of Phillips Creek, in Bladen County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, James, Justice, Leak,

Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Stringfield, Sugg, Thomas, Ward, Warren, Webb, Wood, Woodard—36.

H. B. 1938, S. B. 1408, bill to provide for division of the State into Judicial Districts, and for holding the courts therein.

Mr. Woodard moves to amend his substitute.

S. B. 1457, bill for local option in Union County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 2027, S. B. 1455, bill to incorporate the Santeetla Railroad Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1461, bill relating to the road law for Charlotte Township, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1469, bill to enlarge the corporate limits of the town of Mt. Airy, Surry County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1470, bill to amend chapter 164, Public Laws of 1899, being An act to establish the North Carolina Corporation Commission, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1467, bill in regard to the Trustees of the Louisburg Presbyterian Church, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1459, bill to extend the time for incorporating the Bank of East Carolina, and to re-enact chapter 259, Private Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. R. 1456, joint resolution in reference to the introduction of bills, upon second reading.

Resolution passes second and third readings, and is ordered sent to the House of Representative without engrossment.

H. B. 1460, bill authorizing Commissioners of Randolph County to revise jury list, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1399, S .B. 1321, bill to authorize the Treasurer of Haywood County to file bond for the public school tax, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1687, S. B. 1313, bill for the better drainage of Phillips' Creek, in Bladen County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1346, bill to repeal the charter of the Southern, Wilmington and Western Railroad Company, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1254, S. B. 1169, bill to incorporate the North State Mining Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1400, S. B. 1324, bill to authorize the Commissioners of Haywood County to convert the excess of special bridge tax to the general county fund, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1821, S. B. 1320, bill to amend the charter of Murfreesboro, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1339, S. B. 1322, bill to prevent hunting on lands of another in Hertford County without consent of the owner, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2013, S. B. 1325, bill to amend the charter of the Mt. Airy and Eastern Railway Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1558, S. B. 1334, bill to protect wild game, upon second reading.

Bill passes second and third readings, and is ordered engrossed.

H. B. 1955, S. B. 1330, bill supplemental to An act for the better protection of wild fowl in Currituck County, ratified February 27, 1901.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1143, S. B. 1365, bill for the relief of Stephen Venable, ex-Sheriff of Surry County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1355, S. B. 1323, bill to prevent the extinction of quail in the counties of Halifax and Warren, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1266, S. B. 1336, bill to define the boundary between Gap Civil and Glade Creek townships, in Alleghany County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1510, S. B. 1333, bill to authorize the town of Morganton to amend its charter, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1763, S. B. 1314, bill to prevent the felling of timber and debris in Beaver Dam and Ledge of Rock creeks, in New Light Township, Wake County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1411, bill to amend chapter 581, Laws of 1899, relating to the public roads in certain counties—Alamance, Durham, Forsyth, Gaston, New Hanover, Orange and Moore, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1342, S. B. 1295, bill to regulate the sale of seed cotton in Mecklenburg County, upon second reading.

The substitute offered by the committee is adopted.

Bill passes second and third readings, and substitute is ordered sent to the House of Repreentatives without engrossment.

H. B. 1107, S. B. 1149, bill to incorporate the James Sprunt Institute, of Duplin County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1048, S. B. 1386, bill to amend chapter 453, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1954, S. B. 1382, bill to amend the charter of the town of Faison, so as to extend its limits and change its time of holding election for said town officers, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1518, S. B. 1380, bill to prevent the felling of timber in, or otherwise obstructing, certain streams, or damaging bridges across same, in Jones, Lenoir and Duplin counties, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 203, S. B. 737, bill to require city and street railway companies to use vestibuled fronts and fenders on their cars, upon second reading.

The amendment offered by Mr. Foushee is adopted.

Mr. Gudger calls for the ayes and noes on passage of the bill on second reading.

Call sustained.

The bill passes second reading, ayes 21, noes 12, as follows:

Those voting in the affirmative are: Messrs. Arrington, Bray, Broughton, Buchanan, Candler, Crisp, Foushee, Gudger, James, Leak, London, Long, McIntosh, Miller of Caldwell, Pinnix, Robeson, Scott, Stringfield, Ward and Wood—21.

Those voting in the negative are: Messrs. Alexander, Calvert, Currie, Dula, Glenn, Marshall, McNeill, Michael, Morton, Travis, Vann and Woodard—12.

The bill passes third reading, and is ordered sent to the House of Representatives for concurrence.

H. B. 1732, S. B. 747, bill to protect game birds, upon concurrence in House amendment.

Upon motion of Mr. Foushee, the amendment is concurred in, and the bill is ordered enrolled.

H. B. 1704, S. B. 1375, bill to amend chapter 7, Private Laws of 1895, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 603, S. B. 1437, bill to repeal chapter 231, Private Laws of 1899, incorporating the town of Cedar Falls, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1766, S. B. 1371, bill to incorporate the town of Macclesfield, Edgecombe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 783, bill to establish a Pension Board for the county of Madison, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1464, bill in favor of John R. Congleton, an aged ex-Confederate soldier, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 2028, S. B. 1374, bill to repeal chapter 542, Laws of 1889, to permit timber to be floated on Broad Creek, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1850, S. B. 1397, bill to increase the number of County Commissioners for Durham County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2039, S. B. 1396, bill to create a new township in Randolph County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1304, S. B. 1385, bill to correct State Grant, No. 1828, for Macon (now Swain) County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1926, S. B. 1412, bill to amend the charter of the city of Charlotte, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1684, S. B. 1384, bill to correct calls in State Grant, No. 7446, issued to J. W. DeHart, assignee, in Swain County, December 14, 1885, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1300, bill to create the office of Chief of Fire Department, and decrease the fire waste of the State, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1475, An act supplemental to an act entitled An act to incorporate the Bank of Beaufort, which was ratified the 7th of March, A. D. 1901, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. James, the Senate adjourns until to-morrow at 10 o'clock.

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## FIFTY-SECOND DAY.

SENATE CHAMBER, March 9, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. M. Marshall.

Upon motion of Mr. McAllister, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Henderson, for to-day.

To Mr. McNeill, for to-day.

### REPORTS OF COMMITTEES.

From the Judiciary Committee:

By Mr. Warren, H. B. 936, S. B. 1405, bill to amend section 1005 of The Code, so as to permit tax collectors to carry concealed weapons, with an unfavorable recommendation.

H. B. 1523, S. B. 1451, bill for the relief of C. W. Boast, with a favorable recommendation.

By Mr. Woodard, H. B. 1187, S. B. 1376, bill to appoint Henry Stewart, Jr., of Macon County, a Justice of the Peace, and allow him to practice law, with a favorable recommendation.

From the Committee on Election Law:

By Mr. Foushee, S. B. 1301, bill to provide for the holding of town and city elections, and special elections in counties and townships, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. Woodard, H. B. 1767, S. B. 1369, bill to declare the East Carolina Railway a duly incorporated company, and to amend and enlarge its charter, with a favorable recommendation.

From the Committee on Propositions and Grievances:

By Mr. Bray, H. B. 1579, S. B. 1443, bill for the appointment of a board for the selection of list-takers and assessors for Camden County, with a favorable recommendation.

H. B. 1577, S. B. 1442, bill to regulate fishing in certain waters of North River, in Camden County, with a favorable recommendation.

From the Committee on Appropriations:

By Mr. Arrington, S. B. 71, bill to establish the North Carolina Reform School, with an unfavorable recommendation.

Mr. Lindsay, from the Special Committee to Investigate the management of the Institution for the Deaf, Dumb and Blind, makes a report, which is read and, upon motion of Mr. Justice, is re-referred to the Committee for a statement in detail of the findings of the Special Committee.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 2099, S. B. 1502, bill to prohibit the manufacture or sale of liquor in certain localities. Referred to Committee on Propositions and Grievances.

H. B. 2135, S. B. 1478, bill supplementary to an act entitled An act to amend chapter 138, Private Laws of 1874-'75, relating to the graded schools of the city of Charlotte, etc. Placed on the Calendar.

H. B. 2130, S. B. 1479, bill concerning certain funds in the hands of the Treasurer of the town of Louisburg. Referred to Committee on Counties, Cities and Towns.

H. B. 2133, S. B. 1480, bill to appoint J. E. Gudger a Justice of the Peace for Buncombe County. Referred to Committee on Justices of the Peace.

H. B. 2134, S. B. 1481, bill for the relief of John C. McLaughlin, Clerk Superior Court of Anson County. Referred to Judiciary Committee.

H. B. 2129, S. B. 1482, bill for the relief of D. C. Heigh. Referred to Committee on Propositions and Grievances.

H. B. 2128, S. B. 1483, bill for the relief of Plato Collins, Clerk Superior Court of Lenoir County. Placed on the Calendar.

H. B. 2126, S. B. 1484, bill to prohibit the chasing or killing of deer, being chased by dogs other than the owner or owners, etc. Placed on the Calendar.

H. B. 2127, S. B. 1485, bill to protect deer in Tyrrell County. Placed on the Calendar.

H. B. 1775, S. B. 1486, bill to prevent indebtedness of State institutions without authority of the General Assembly. Placed on the Calendar.

H. B. 1307, S. B. 1487, bill for the protection of game on Bogue banks, in Carteret County. Placed on the Calendar.

H. B. 1713, S. B. 1488, bill to protect land owners in Beaufort Township, Carteret County. Placed on the Calendar.

H. B. 2047, S. B. 1489, bill for the relief of C. F. Siler, of Chatham County. Placed on the Calendar.

H. B. 2122, S. B. 1490, bill to appropriate $200,000 to the public schools of North Carolina. Placed on the Calendar.

H. B. 2048, S. B. 1491, bill to prevent trespassing upon lands in Vance County. Referred to Committee on Agriculture.

H. B. 1311, S. B. 1492, bill to prevent fast riding over certain bridges in Camden County. Referred to Committee on Counties, Cities and Towns.

H. B. 2064, S. B. 1493, bill to amend chapter 283, Laws of 1895, in regard to working convicts on roads in Wilkes County. Referred to Committee on Penal Institutions.

H. B. 1800, S. B. 1494, bill to amend the charter of the town of Kittrell, N. C. Referred to Committee on Counties, Cities and Towns.

H. B. 1867, S. B. 1495, bill to create a school district in certain territory in Moore and Chatham counties. Referred to Committee on Counties, Cities and Towns.

H. B. 1805, S. B. 1496, bill to change the line of Swann Creek and Danbury Township, Stokes County. Referred to Committee on Counties, Cities and Towns.

H. B. 1515, S. B. 1497, bill to amend the charter of the town of Maxton. Referred to Committee on Counties, Cities and Towns.

H. B. 1851, S. B. 1498, bill to amend chapter 439, Laws of 1899, regulating the shooting of wild fowls in waters of Carteret County. Placed on the Calendar.

H. B. 2063, S. B. 1499, bill to levy a special tax in Wilkes

County. Referred to Committee on Counties, Cities and Towns.

H. R. 1372, S. R. 1500, resolution to pay Cyrus Thompson, ex-Secretary of State, $374.94, amount expended by him for extra clerical assistance. Referred to Finance Committee.

H. B. 1848, S. B. 1501, bill to incorporate the town of Dover, in Craven County. Placed on the Calendar.

H. B. 1449, S. B. 1503, bill to establish stock law in Warsaw Township, Duplin County. Referred to Committee on Counties, Cities and Towns.

H. B. 2151, S. B. 1509, bill to provide for a more efficient supervision of the public schools of the State. Referred to Committee on Education.

H. B. 2152, S. B. 1510, bill for consolidation and government of the Colored Normal School. Placed on the Calendar.

H. B. 2097, S. B. 1511, bill to incorporate the Aberdeen and Gibson Railroad Company. Placed on the Calendar.

H. B. 1799, S. B. 1512, bill to authorize Commissioners of Pender County to levy a special tax in Currituck Township for the purpose of building a public road across Black River. Placed on the Calendar.

H. B. 1486, S. B. 1513, bill to amend chapter 108, Private Laws of 1887, the same being entitled an act to incorporate the town of Victoria, in Buncombe County. Placed on the Calendar.

H. B. 501, S. B. 1516, bill to provide permanent registration of all persons entitled to vote under section 4, Article 6, of the Constitution. Placed on the Calendar.

H. B. 2056, S. B. 1517, bill to amend section 2318 of The Code, relating to cattle and sheep. Placed on the Calendar.

H. B. 1459, S. B. 1518, bill to amend chapter 217, Public Laws of 1899, relating to the toll rates of the Brunswick Bridge and Ferry Company. Placed on the Calendar.

H. B. 2159, S. B. 1519, bill supplemental to an act to create a Road Commission for Union County. Placed on the Calendar.

H. B. 2153, S. B. 1521, bill to permit the sale of liquors at Nags Head, and for special police at that place. Placed on the Calendar.

H. B. 2102, S. B. 1522, bill for the appointment of Justices of the Peace for the various counties of the State. Placed on the Calendar.

H. B. 392, S. B. 115, bill to amend chapter 109, Public Laws of 1897, in regard to the trial of civil actions, upon concurrence in House amendment. The amendment is concurred in and the bill is ordered enrolled.

H. B. 2059, S. B. 817, bill relating to highways, public roads, bridges, ferries and fords, upon concurrence in House amendment.

Mr. Ward moves to non-concur in the House amendment, and asks that a Conference Committee be appointed to confer with a similar committee in the House.

The motion is adopted, and the President appoints Messrs. Ward and Michael as members of said committee on the part of the Senate.

S. B. 178, bill to provide for additional buildings and the further equipment of the North Carolina College of Agriculture and Mechanic Arts is recalled from the Committee on Education and referred to Committee on Appropriations.

S. B. 179, bill to provide for the support and maintenance of the North Carolina College of Agriculture and Mechanic Arts, is recalled from the Committee on Education and referred to Committee on Appropriations.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Wood, S. B. 1504, bill supplemental to an act

to incorporate the Bank of Randleman, ratified January 30, 1901. Placed on the Calendar.

By Mr. Aycock, S. B. 1505, bill supplemental to the laws governing the management and control of the Board of Agriculture and the North Carolina College of Agriculture and Mechanic Arts.

Upon motion of Mr. Aycock, the rules are suspended and the bill is placed upon its several readings.

Bill passes second and third readings and is ordered sent to the House of Representatives without engrossment.

By Mr. Morton, S. B. 1506, bill to amend chapter 272, Public Laws of 1893. Referred to the Judiciary Committee.

By Mr. Foushee, S. B. 1507, bill to regulate primary elections.

Mr. Foushee moves that the rules be suspended and this bill be placed on its several readings.

The motion is lost.

The bill is referred to the Judiciary Committee.

By Mr. Leak, S. B. 1508, bill to authorize the city of Monroe to sell certain property. Placed on the Calendar.

By Mr. Alexander, S. B. 1514, bill to allow S. W. Davis to practice law. Placed on the Calendar.

By Mr. Travis, S. B. 1515, bill to amend chapter 349, Private Laws of 1899. Placed on the Calendar.

By Mr. Wood, S. B. 1520, bill to amend chapter 194, Private Laws of 1897, relating to the town of Southern Pines Placed on the Calendar.

## REPORTS OF COMMITTEES.

Reports of Standing Committees are submitted as follows:

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which

are duly ratified and sent to the office of the Secretary of State:

S. B. 846, H. B. 1741, An act to authorize Rutherfordton to issue bonds, and levy a special tax.

S. B. 711, H. B. 1439, An act to increase the number of Commissioners for Brunswick County.

S. B. 777, H. B. 1734, An act to amend chapter 524, Public Laws of 1899, in regard to gathering oysters in the waters of New Hanover County.

S. B. 1315, H. B. 1952, An act to amend the charter of the town of Dunn.

S. B. 1339, H. B. 1857, An act to authorize the town of Lenoir to issue bonds for the improvement of said town, etc.

S. B. 1389, H. B. 1756, An act to amend section two thousand nine hundred and thirty-nine of The Code.

S. B. 957, H. B. 1946, An act to authorize the town of Sanford to issue bonds for water-works and other purposes.

S. B. 1466, H. B. 1573, An act to repeal all laws granting to any person immunity for examination for license to teach in public schools.

S. B. 1388, H. B. 2062, An act to repeal chapter two hundred and fifty-three, Acts of 1899.

S. B. 780, H. B. 1553, An act to incorporate the Croatan Development Company.

S. B. 1399, H. B. 1772, An act to validate certain bridge claims against Gaston County.

S. B. 866, H. B. 1672, An act in regard to the stock law in Chatham County.

S. B. 1219, H. B. 1455, An act to preserve the public roads of Forsyth County.

S. B. 1364, H. B. 2053, An act supplemental to an act ratified the 5th day of February, 1901, entitled An act to allow the Board of Commissioners for Jackson County to levy a special tax.

S. B. 537, H. B. 1803, An act to amend chapter 60 of the

Private Laws of 1891, relating to the Soldiers' Home Association.

S. B. 1310, H. B. 2035, An act to protect primary elections and conventions of political parties in Mecklenburg County, and to punish frauds committed thereat.

S. B. 874, H. B. 1757, An act to authorize the town of Edenton to issue bonds and levy a special tax.

S. B. 586, H. B. 1490, An act to incorporate the Scotland Neck and Roanoke Railroad Company.

S. B. 455, H. B. 988, An act to create Saluda Township, and to enlarge Tryon Township, in Polk County.

S. B. 1017, H. B. 1224, An act to repeal chapter 268, Public Laws of 1899.

S. B. 867, H. B. 1640, An act to incorporate Corinthian Lodge, No. 230, Ancient, Free and Accepted Masons, of Rocky Mount, North Carolina.

S. B. 1293, H. B. 1798, An act supplemental to an act to amend the charter of the town of Gastonia, N. C.

S. B. 653, H. B. 1164, An act to amend chapter 162, Public Laws of 1899.

S. B. 1475, H. B. 2132, An act supplemental to an act entitled An act to incorporate the Bank of Beaufort, which was ratified March 7, 1901.

S. B. 1296, H. B. 1919, An act to repeal chapter 324 of the Public Laws of 1893.

S. B. 1182, H. B. 1688, An act to authorize the city of Durham to issue school bonds.

S. B. 1286, H. B. 1822, An act to improve the public highways and streets of Gastonia Township, Gaston County.

S. B. 1373, H. B. 2052, An act to amend chapter 90 of the Public Laws of 1895, and chapter 524 of the Public Laws of 1897, relative to the public roads in Madison County.

S. B. 523, H. B. 239, An act to validate the election of certain Justices of the Peace of Alleghany County.

S. B. 1203, H. B. 850, An act to amend chapter 348 of the Public Laws of 1899.

S. B. 1332, H. B. 1657, An act to incorporate the Cape Fear Freewill Baptist Conference.

S. B. 1415, H. B. 1795, An act to prohibit the manufacture of spirituous and malt liquors and prohibit the sale of all intoxicating liquors in Cumberland County.

S. B. 813, H. B. 1737, An act to incorporate The Greenville and Vanceboro Railroad Company.

S. B. 1381, H. B. 2050, An act to amend section 19 of chapter 331, Private Laws of 1895.

S. B. 1080, H. B. 1886, An act to provide an additional Spring Term of the Superior Court for the county of Greene, in the year 1901.

S. B. 1287, H. B. 1768, An act to incorporate the Weldon Bridge, Steamboat and Ferry Company, at Weldon, North Carolina.

S. B. 1240, H. B. 1470, An act to amend section seventy two of The Code, so far as applicable to the bond of the Clerk of the Superior Court of Currituck County.

S. B. 1215, H. B. 1255, An act to grant certain titles to lands, granted by the State within the county of Burke prior to the destruction of the records of Burke County by General Stoneman in 1865.

S. B. 1234, H. B. 2020, An act to establish a dispensary for the town of Mayodan, N. C.

S. B. 1305, H. B. 2054, An act to incorporate the Salisbury Light and Power Company.

S. B. 1285, H. B. 1111, An act to amend chapter 137 of the Private Laws of 1887, in relation to the government of the town of Kernersville.

S. B. 778, H. B. 1601, An act to make it unlawful for live stock to run at large in certain portions of Bladen County.

S. B. 543, H. B. 1804, An act relating to the State Library.

S. B. 730, H. B. 1013, An act concerning the correction of State Grants.

S. B. 1239, H. B. 1849, An act to regulate the shipping of liquors into the counties of Buncombe and Madison.

S. B. 1292, H. B. 1316, An act to authorize the Commissioners of McDowell County to levy a special tax to build a bridge across Catawba River.

S. B. 1409, H. B. 2065, An act to regulate the salary of the Treasurer of Buncombe County, North Carolina.

S. B. 1379, H. B. 1556, An act for the appointment of a tax collector for Randolph County.

S. B. 628, H. B. 1278, An act to incorporate the town of Clarkton, in the county of Bladen.

S. B. 1288, H. B. 1581, An act to amend the charter of Benson, chapter 155 of Private Laws 1887.

S. B. 1417, H. B. 1186, An act to provide for working public roads in Macon County.

S. B. 1377, H. B. 1994, An act to secure the better drainage of certain lands on Thunder Swamp, in the county of Wayne.

S. B. 964, H. B. 1244, An act to incorporate the Atlantic and Northwestern Railroad Company.

S. B. 977, H. B. 1880, An act for the relief of Alamance Fair Association.

S. B. 1228, H. B. 1320, An act to validate a stock-law election in Macon County, and have fence erected.

S. B. 985, H. B. 1836, An act to incorporate the Western Carolina Power Company and for other purposes.

S. B. 1181, H. B. 1689, An act to improve the public roads in the county of McDowell.

S. B. 1195, H. B. 2019, An act supplemental to an act to amend and consolidate the Union County dispensary law.

S. B. 1263, H. B. 2096, An act to make the apportionment of the members of the Senate.

S. B. 390, H. B. 902, An act to establish graded schools in the town of Greenville, North Carolina.

S. B. 1226, H. B. 1567, An act to authorize the Commissioners of Chatham County to levy special tax.

S. B. 1227, H. B. 1350, An act to amend chapter 363 of the Public Laws of 1889, and to repeal chapter 701 of the Public Laws of 1899, relating to the road law of Raleigh Township, Wake County.

S. B. 1290, H. B. 1828, An act to authorize the Commissioners of Granville County to issue bonds to macadamize and improve the public roads thereof.

S. B. 976, H. B. 1835, An act to amend the charter of the town of Wilson.

S. B. 1329, H. B. 1172, An act to provide stock law for certain sections of Craven County.

S. B. 1331, H. B. 1956, An act fixing penalty of Treasurer's bond of Forsyth County.

S. B. 1223, H. B. 1171, An act to establish stock law in certain sections of Pamlico county.

S. B. 1231, H. B. 1797, An act to authorize the Board of Commissioners of the town of Marshall to issue bonds, and establish a system of water-works, and to provide for the payment of said bonds.

S. S. 1225, H. B. 1478, An act to amend the charter of the town of China Grove in the county of Rowan.

S. B. 1212, H. B. 451, An act to authorize the Secretary of State to issue a grant to W. B. Cook, assignee of Preemption No. 343, in Cherokee County.

S. B. 1259, H. B. 2011, An act to incorporate the Central Trust Company.

S. B. 576, H. B. 1429, An act to incorporate the Halifax and Northampton Development Company.

S. B. 1338, H. B. 1866, An act to incorporate the Kenansville Air Line Railroad.

S. B. 1162, H. B. 1971, An act to authorize the levy of a fence tax in a stock law territory in Beaufort County.

S. B. 1191, H. B. 1975, An act supplemental to an act

ratified at the present session, authorizing the Commissioners of Wilkes County to levy a special tax.

H. B. 1001, H. B. 1883, An act to punish drunkenness as a misdemeanor at Haw River in Alamance County.

S. B. 1267, H. B. 1977, An act to amend chapter 60, Laws of 1876 and 1877.

S. B. 1249, H. B. 1781, An act to raise revenue to construct bridges and improve the public roads in Hickory Township, Catawba County.

S. B. 1163, H. B. 2018, An act to authorize the city of Salisbury to issue bonds for street improvements.

S. B. 571, H. B. 1591, An act in relation to certain school orders in Halifax County.

S. B. 1230, H. B. 1802, An act to amend chapter 241 of the Private Acts of 1899.

S. B. 1283, H. B. 1610, An act to amend section 272 of The Code.

S. B. 1068, H. B. 1061, An act to prevent the cutting of cherry timber in Graham County when the leaves are on the trees.

S. B. 1416, H. B. 2051, An act to incorporate the Marion, Burnsville and Bakersville Turnpike Company.

S. B. 1361, H. B. 2083, An act to allow the Board of Aldermen of Salisbury to have a new registration of qualified voters of said city.

S. B. 575, H. B. 1104, An act to incorporate the churches in Snow Creek Township in Mitchell County.

S. B. 1327, H. B. 2012, An act to regulate the sale of intoxicating liquors in the city of Goldsboro.

S. B. 756, H. B. 1833, An act to incorporate certain churches in Robeson County.

S. B. 1012, H. B. 59, An act to change State Grant, No. 479.

S. B. 843, H. B. 1604, An act to appoint additional Justices of the Peace for Craven County.

S. B. 1368, H. B. 910, An act to amend chapter 377, Public Laws of 1899, concerning the Department of Agriculture.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 1403, H. B. 1908, bill regarding the removal of the county-seat of Gaston County from Dallas to Gastonia, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Vann, Ward, Warren, Webb, Wood, Woodard —33.

The bill is ordered enrolled.

S. B. 1198, bill to establish graded schools in the town of Clayton, upon third reading.

The bill passes third reading, ayes 28, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Justice, Leak, London, Long, McAllister, McIntosh, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Vann, Ward, Warren, Wood, Woodard—28.

The bill is ordered sent to House of Representatives without engrossment.

S. B. 1313, H. B. 1687, bill for the better drainage of Phillips Creek, Bladen County, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Vann, Ward, Warren, Webb, Wood, Woodard—29.

The bill is ordered enrolled.

S. B. 1341, H. B. 1648, bill to establish a graded school at Sanford (in Moore County), upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Leak, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Vann, Ward, Warren, Webb, Wood, Woodard—29.

The bill is ordered enrolled.

S. B. 1899, H. B. 1199, bill to revise the charter of the city of Wilmington, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Vann, Ward, Warren, Webb, Wood, Woodard—29.

The bill is ordered sent to House of Representatives without engrossment for concurrence in amendment.

S. B. 1393, H. B. 1935, bill to provide for the better drainage of swamp lands at the head of Pungo, Beaufort County, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Vann, Ward, Warren, Webb, Wood, Woodard—31.

The bill is ordered enrolled.

S. B. 1347, bill to authorize the city of Monroe to fund its outstanding indebtedness, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Stikeleather, Vann, Ward, Warren, Webb, Wood, Woodard—32.

The bill is ordered sent to House of Representatives without engrossment.

S. B. 1087, H. B. 1838, bill authorizing the electors of Guilford County to issue bonds for the purpose of improving the public roads and building highways in said county, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Vann, Ward, Warren, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1392, H. B. 1823, bill to allow the Commissioners for the town of Albemarle to issue bonds, and to amend the charter of said town, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, James, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1391, H. B. 1243, bill to amend the charter of the town of Murphy, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, James, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson,Smith, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1404, H. B. 1920, bill for the better working of the roads and highways of Iredell County, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Rob-

eson, Smith, Stikeleather, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1394, H. B. 1905, bill to provide for working the public roads of Orange County, and issuing bonds for the same, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Leak, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Smith, Stikeleather, Vann, Ward, Warren, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1395, H. B. 1957, bill to amend an act entitled An act to fund the bonded indebtedness of Murfreesboro Township, in Hertford County, ratified the 28th day of February, 1901, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Vann, Ward, Warren, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1326, H. B. 1869, bill to authorize the Commissioners of Buncombe County to issue bonds to pay its present floating indebtedness for necessary expenses, and to secure a suitable site and erect thereon suitable buildings for a courthouse, public offices and the preservation of the public records, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Bray, Broughton, Buchanan, Burroughs Calvert, Candler, Crisp, Currie, Dula, Foushee, James, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Vann, Ward, Warren, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1430, H. B. 2032, bill to levy a special tax in the town of Tarboro, Edgecombe County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Henderson, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1431, H. B. 2024, bill to regulate stock law in Johnston County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1432, H. B. 1703, bill to incorporate the Wayne and Sampson Railroad Company, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan,

Burroughs, Candler, Crisp, Currie, Dula, Foushee, Glenn, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1434, H. B. 1519, bill to amend chapter 87, Private Laws of 1899, in regard to the city of New Bern, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, James, Leak, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1435, H. B. 796, bill to incorporate the town of Staley, in Randolph County, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, James, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—37.

S. B. 1433, H. B. 2026, bill to establish stock law in certain portions of Jones County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister.

McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1447, H. B. 1283, bill to incorporate the town of Speed, in Edgecombe County, upon second reading.

The bill passes second reading, ayes 37, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, James, Justice, Leak, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Robeson, Smith, Stikeleather, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—37.

S. B. 1411, bill to amend chapter 581, Laws of 1899, relating to the public roads in certain counties: Alamance, Durham, Forsyth, Gaston, New Hanover, Orange and Moore, upon third reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

Upon motion of Mr. Thomas, S. B. 747, bill to protect game birds, is recalled from the Enrolling Clerk's office.

Upon motion of Mr. Aycock, S. B. 1351, bill supplemental to the laws governing the management and control of the Board of Agriculture and the North Carolina College of Agriculture and Mechanic Arts, is recalled from the House of Representatives.

Mr. Thomas moves to reconsider the vote by which S. B. 747, H. B. 1222, bill to protect game birds, passed its third reading.

The motion is adopted.

Mr. Thomas moves to non-concur in the House amendment, and to appoint a committee to confer with a similar committee of the House of Representatives.

The motion is adopted, and the President appoints Messrs. Thomas and Pinnix on the part of the Senate.

H. B. 1467, S. B. 1414, bill to authorize and empower the Commissioners of Sampson County to levy a special tax, upon second reading.

Upon motion of Mr. Currie, the bill is referred to Committee on Counties, Cities and Towns.

S. B. 1301, bill to provide for the holding of town and city elections, and special elections in counties and townships, upon second reading.

Upon motion of Mr. Foushee, the bill is referred to the Judiciary Committee.

H. B. 1637, S. B. 78, bill to protect trade, commerce and transportation from conspiracy, trusts and monopoly, upon concurrence in House amendment.

Upon motion of Mr. Ward, the amendment is concurred in, and the bill is ordered enrolled.

S. B. 1476, bill supplemental to an act ratified March 4, 1901, in regard to hunting in Surry County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

The committee appointed by the President to confer with a similar committee of the House in regard to non-concurring in the amendments to S. B. 1003, H. B. 1936, bill to revise and consolidate the public school law, recommends that the Senate concur in the House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 1235, S. B. 107, bill making certain parts of Perquimans, Chowan and Pasquotank counties a stock law district, upon concurrence in House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 2134, S. B. 1481, bill for the relief of John C. McLaughlin, Clerk Superior Court Anson County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1860, S. B. 1453, bill to incorporate the town of Mildred, in Edgecombe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1523, S. B. 1451, bill for the relief of C. W. Boast, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1504, bill supplemental to An act to incorporate the Bank of Randleman, ratified January 30, 1901, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 2123, S. B. 1473, bill for the relief of D. C. Rufty, former Tax Collector of the city of Statesville, in Iredell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1929, S. B. 1474, bill to appoint a Commission to investigate all claims on account of the Shell-Fish Industry, and for other purposes, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2072, S. B. 1441, bill to amend an act of the General Assembly of 1901 entitled An act to incorporate the Rutherfordton Railway Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1842, S. B 1398, bill to incorporate the Citizens Bank of Franklinton, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1777, S. B. 1370, bill to change the corporate name of Chatham, Moore and Harnett Bank, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1779, S. B. 1413, bill to amend chapter 1276 of The Code, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1922, S. B. 1445, bill to amend chapter 297, Laws of 1885, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1714, S. B. 1449, bill to authorize the Commissioners and School Directors of Randolph County to audit certain claims, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1625, S. B. 1421, bill to change calls in State Grant No. 563, in Transylvania County, upon second reading.

The amendment offered by the Committee is adopted, and the bill, as amended, passes second and third readings, and is ordered sent to House without engrossment, for concurrence.

H. B. 1624, S. B. 1420, bill to change line in State Grant No. 8971, in Transylvania County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1477, S. B. 1438, bill to amend section 1, chapter 107, Public Laws of 1891, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1233, S. B. 1422, bill for protection of game in Trinity Township, Randolph County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1807, S. B. 1427, bill to prevent stock from running at large in town of Burgaw, Pender County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1909, S. B. 1454, bill to authorize the Commissioners of Randolph County to disburse certain stock-law funds, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1315, S. B. 1418, bill for the relief of H. E. Keeney, Sheriff of Franklin County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1710, S. B. 1424, bill in relation to stock-law fences, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2044, S. B. 1452, bill to enlarge the stock-law territory of Bladen County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1985, S. B. 1429, bill to protect deer in Robeson County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2100, S. B. 1436, bill supplemental to an act ratified on the .. day of March, 1901, relative to the stock law in Johnston County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1543, S. B. 1444, bill to prohibit the manufacture and sale of whiskey and brandy in Clay County, upon concurrence in House amendment.

Upon motion of Mr. McAllister, the amendment is concurred in, and the bill is ordered enrolled.

Upon motion of Mr. Currie, H. B. 1655, S. B. 1450, bill

to incorporate White Oak Academy, Bladen County, is recalled from the Committee and placed on the Calendar.

H. B. 1776, S. B. 1378, bill to extend the time for organization and beginning construction by the Atlantic and Western Railroad Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 242, S. B. 1425, bill to protect suffering land owners from depredating fowls, upon second reading.

Amendments are offered, including various counties, which are adopted. Bill, as amended, passes second and third readings, and is ordered sent to House of Representatives for concurrence.

SPECIAL ORDER.

This being the hour for the special order, the President lays before the Senate the following bill, it being special order for this hour:

H. B. 1938, S. B. 1408, bill to provide for the division of the State into Judicial Districts, and for holding the Courts therein, upon third reading.

Mr. Miller of Caldwell moves to amend:

In the arrangements for holding Courts in Caldwell County in the Thirteenth Judicial District, insert after the word "September" where it first occurs, the words "for the trial of criminal cases only." And after the word "September" where it occurs a second time, the words "for the trial of civil cases exclusively."

The amendment is adopted.

Mr. Jones moves to amend,

Amend by putting Vance in the Second District and Pitt in the Fourth District.

Mr. Morrison calls the previous question. Call sustained.

Mr. James calls for the ayes and noes on the amendment. Call sustained.

The amendment is lost, ayes 12, noes 24, as follows:

Those voting in the affirmative are: Messrs. Arrington, Buchanan, Candler, Dula, Glenn, James, Marshall, McIntosh, Pinnix, Robeson, Stikeleather, Woodard—12.

Those voting in the negative are: Messrs. Alexander, Aycock, Broughton, Burroughs, Calvert, Foushee, Foy, Gudger, Justice, Leak, London, Long, McAllister, McIntyre, Morrison, Scott, Smith, Speight, Stringfield, Travis, Vann, Ward, Warren, Wood—24.

Mr. Woodard calls for the ayes and noes on the passage of the bill. Call sustained.

The bill passes third reading, ayes 28, noes 13, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Broughton, Burroughs, Calvert, Foushee, Foy, Gudger, James, Justice, Leak, London, Long, McAllister, McIntyre, Morrison, Morton, Scott, Smith, Speight, Stringfield, Travis, Vann, Ward, Warren, Webb, Wood—28.

Those voting in the negative are: Messrs. Arrington, Buchanan, Candler, Crisp, Dula, Glenn, Marshall, McIntosh, Michael, Robeson, Stikeleather, Thomas, Woodard—13.

The bill is ordered sent to House for concurrence in amendments.

H. B. 2122, S. B. 1490, bill to appropriate $200,000 to the public schools of North Carolina, upon second reading.

Mr. Leak moves to amend,

Amend by striking out $200,000 and inserting $100,000.

The amendment is lost.

Mr. Gudger calls for the ayes and noes on the passage of the bill. Call sustained.

The bill passes second reading, ayes 43, noes 1, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Foy, Glenn, Gudger, James, Justice, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller

of Caldwell, Morrison, Morton, Robeson, Scott, Smith, Speight, Stringfield, Thomas, Travis, Vann, Warren, Webb, Wood, Woodard—43.

Those voting in the negative are: Mr. Leak—1.

Bill passes third reading, and is ordered enrolled.

Substitute for H. B. 501, S. B. 516, bill to provide permanent registration of all persons entitled to vote under section 4, Article VI, of the Constitution, upon second reading.

Mr. London calls for the ayes and noes. Call sustained.

Bill passes third reading, and is ordered enrolled.

The bill passes second reading, ayes 38, noes 3, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Currie, Dula, Foushee, Glenn, Gudger, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Morrison, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Webb, Wood, Woodard—38.

Those voting in the negative are: Messrs. Buchanan, Candler, Crisp—3.

Bill passes third reading, and is ordered enrolled.

Mr. Arrington moves that the Senate now go into executive session.

The motion is adopted.

At 2.30 o'clock the doors are opened and the Senate reconvenes, and Mr. London reports that the Senate in executive session has confirmed the following nominations made by the Governor:

DIRECTORS OF THE SCHOOL OF THE DEAF AND DUMB AT MORGANTON.

For a term of six years, beginning from the date of their confirmation:

Isaac Roberts, of Davie County.

M. F. Morphew, of McDowell, County.

DIRECTORS OF THE STATE HOSPITAL AT MORGANTON.

For a term of six years, beginning April 1, 1901:

A. A. Shuford, of Catawba County.
R. L. Holt of Alamance County.
R. N. Page, of Montgomery County.

DIRECTORS OF THE STATE'S PRISON OF NORTH CAROLINA.

For a term of four years, beginning March 15, 1901:

E. L. Travis, of Halifax County, Chairman.
Julian S. Mann, of Hyde County.
Nathan O'Berry, of Wayne County.
J. A. Brown, of Columbus County.
W. E. Crossland, of Richmond County.

Upon motion of Mr. Webb, the Senate takes a recess until 8 o'clock to-night.

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NIGHT SESSION.

At 8 o'clock the Senate reconvenes.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Smith, H. B. 1311, S. B. 1492, bill to prevent fast riding over certain bridges in Camden County, with a favorable recommendation.

H. B. 1805, S. B. 1496, bill to change the lines of Snow Creek and Danbury townships, Stokes County, with a favorable recommendation.

H. B. 2063, S. B. 1499, bill to levy a special tax in Wilkes County, with a favorable recommendation.

H. B. 1449, S. B. 1503, bill to establish stock law in War-

saw Township, Duplin County. The substitute offered by the Committee is adopted, and the bill is placed on the Calendar.

By Mr. Leak, H. B. 1800, S. B. 1494, bill to amend the charter of the town of Kittrell, with a favorable recommendation.

The bill is placed on the Calendar.

H. B. 2130, S. B. 1479, bill concerning certain funds in hands of the Treasurer of the town of Louisburg, with a favorable recommendation.

H. B. 1515, S. B. 1497, bill to amend the charter of the town of Maxton, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Warren, H. B. 1521, S. B. 1426, bill authorizing the Secretary of State to issue a grant to Clem Davis, with a favorable recommendation.

H. B. 1520, S. B. 1419, bill authorizing the Secretary of State to issue grant to James M. Davis, of Cherokee County, with a favorable recommendation.

H. B. 1522, S. B. 1423, bill to authorize the Secretary of State to issue a grant to J. A. Davis, of Cherokee County, with a favorable recommendation.

H. B. 1939, S. B. 969, bill in relation to the sale of liquor in Crawford Township, Currituck County, upon concurrence in House amendment.

Upon motion of Mr. Ward, the amendment is concurred in, and the bill is ordered enrolled.

Upon motion of Mr. Dula, H. B. 2064, S. B. 1493, bill to amend chapter 283, Laws of 1895, in regard to working convicts on roads in Wilkes County, is taken from the Committee on Penal Institutions and placed on the Calendar.

## THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 2126, S. B. 1484, bill to prohibit the chasing or killing of deer being chased by dogs other than the owner or owners, etc., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2127, S. B. 1485, bill to protect deer in Tyrrell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1851, S. B. 1498, bill to amend chapter 439, Laws of 1899, relating to the shooting of wild fowl in waters of Carteret County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1713, S. B. 1488, bill to protect land-owners in Beaufort Township, Carteret County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1307, S. B. 1487, bill for the protection of game on Bogue Banks, in Carteret County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2128, S. B. 1483, bill for the relief of Plato Collins, Clerk Superior Court of Lenoir County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1767, S. B. 1369, bill to declare the East Carolina Railway a duly incorporated company, and to amend and enlarge its charter, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1187, S. B. 1376, bill to appoint Henry Stewart, Jr., of Macon County, a Justice of the Peace, and to allow him to practice law, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2047, S. B. 1489, bill for the relief of C. F. Siler, of Chatham County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1515, bill to amend chapter 349, Private Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1514, bill to allow S. W. Davis to practice law, upon second reading.

Bill passes second and third readings, and is ordered sent to House without engrossment.

H. B. 1579, S. B. 1443, bill for the appointment of a board for the selection of list-takers and assessors for Camden County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1577, S. B. 1442, bill to regulate fishing in certain waters of North River, in Camden County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2152, S. B. 1510, bill for consolidation and government of the Colored Normal School, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1655, S. B. 1450, bill to incorporate White Oak Academy, Bladen County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1829, S. B. 1446, bill to validate a stock law election in certain territory in Moore County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2135, S. B. 1478, bill supplementary to an act entitled An act to amend chapter 138, Private Laws of 1874-'75, relating to the graded schools in the city of Charlotte, upon second reading.

Upon motion of Mr. Foushee, further consideration of the bill is postponed until 11 o'clock Monday.

H. B. 2133, S. B. 1480, bill to appoint J. E. Gudger a Justice of the Peace for Buncombe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1508, bill to authorize the city of Monroe to sell certain property, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

S. B. 1410, bill supplemental to an act entitled An act to establish graded schools in the town of Hendersonville, N. C., ratified February 20, 1901, upon second reading.

Upon motion of Mr. Candler, the bill is laid on the table.

H. B. 1800, S. B. 1494, bill to amend the charter of the town of Kittrell, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2153, S. B. 1521, bill to permit the sale of liquors at Nags Head, and for special police at that place, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2099, S. B. 1502, bill to prohibit the manufacture or sale of liquor in certain localities, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Morrison, the Senate adjourns until Monday at 10 o'clock.

## FIFTY-THIRD DAY.

SENATE CHAMBER, March 11, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. M. M. Marshall.

Upon motion of Mr. Arrington, the reading of the Journal is dispensed with, and the same stands approved.

Leave of absence is granted as follows:

To Mr. Foy for to-day.

Mr. Marshall asks permission to be allowed to change his vote from no to aye, on

H. B. 501, S. B. 1516, bill to provide permanent registration of all persons entitled to vote under section 4, Article VI, of the Constitution.

Permission is granted and he is so recorded.

Mr. Warren asks that his name be recorded in the affirmative on the same bill.

Permission is granted and he is so recorded.

Messrs. Henderson, Sugg and Miller of Pamlico state that if they had been present they would have voted aye.

Mr. Morton asks permission to be recorded aye.

Permission is granted and he is so recorded.

Upon motion of Mr. Miller of Pamlico, H. B. 2028, S. B. 1374, bill to repeal chapter 542, Laws of 1889, to permit timber to be floated on Broad Creek, is recalled from the Enrolling Clerk's office, and he lodges a motion to reconsider the vote by which this bill passed its third reading.

### REPORTS OF COMMITTEES.

From the Judiciary Committee:

By Mr. Morrison, H. B. 1670, S. B. 1372, bill to authorize the Commissioners of Scotland County to condemn land, with a favorable report.

S. B. 1350, bill to amend section 1902 of The Code, with a favorable recommendation.

H. B. 800, S. B. 1390, bill to amend section 1136 of The Code, in regard to service of criminal process issued by a Justice of the Peace, with a favorable recommendation.

By Mr. Gudger, S. B. 1458, bill to amend chapter 380, Public Laws of 1899, with a favorable recommendation.

By Mr. Justice, H. B. 1932, S. B. 1318, bill in relation to the sessions of the Court for the trial of impeachment.

Mr. Woodard moves to postpone further consideration of this bill until to-morrow at 11 o'clcok.

The motion is lost.

Upon motion of Mr. Webb, the bill is re-referred to the Judiciary Committee.

S. B. 1507, bill to regulate primary elections, with a favorable report.

From the Committee on Education:

By Mr. McIntyre, H. B. 1862, S. B. 1241, bill to pay J. G. Dowles $16.38 for services as a public school teacher.

Placed on the Calendar.

H. B. 1296, S. B. 1402, bill to create a school district for the white race in Leesburg Township, Caswell County.

Placed on the Calendar.

From the Committee on Shell Fish:

By Mr. Miller of Pamlico, H. R. 1990, S. R. 1383, resolution to print 1,000 copies of the oyster law for immediate distribution, with a favorable recommendation.

From the Committee on Education:

By Mr. McIntyre, H. B. 1715, S. B. 1440, bill for the relief of Lucy J. Ingram, school teacher, in Randolph County.

Placed on the Calendar.

H. B. 2151, S. B. 1509, bill to provide for a more efficient system of supervision of the public schools of the State.

Placed on the Calendar.

S. B. 949, bill to appoint a Board of Education for Yadkin County, with an unfavorable recommendation.

S. B. 94, bill to appropriate $300,000 for the public schools of the State, with an unfavorable recommendation.

S. B. 144, bill to provide four months' school in every county of the State, with an unfavorable recommendation.

H. B. 1327, S. B. 1340, bill to create two school districts in Yadkin Township, Stokes County.

Placed on the Calendar.

From the Committee on Propositions and Grievances:

By Mr. Brown, H. B. 2129, S. B. 1482, bill for the relief of D. C. Heigh, with a favorable recommendation.

### ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bill properly enrolled, which is duly ratified and sent to the office of Secretary of State:

S. B. 1408, H. B. 1938, bill to provide for the division of the State into Judicial Districts, and for holding the courts therein.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 138, S. B. 1524, bill to protect owners of lumber trees.

Placed on the Calendar.

H. B. 259, S. B. 1528, bill to amend section 1816 of The Code. Referred to Judiciary Committee.

H. B. 911, S. B. 1527, bill to amend the book debt law. Referred to Judiciary Committee.

H. B. 1770, S. B. 1826, bill empowering executors and administrators to make deeds in certain cases. Referred to Judiciary Committee.

H. B. 1411, S. B. 1529, bill to amend chapters 50 and 469, Laws of 1897, relating to the Moore County and Western Railroad Company. Referred to Committee on Railroads and Railroad Commission.

H. B. 2136, S. B. 1523, bill relating to the Clerk of the Superior Court of Bertie County. Referred to Judiciary Committee.

H. B. 1861, S. B. 1525, bill to amend chapter 542, Laws of 1899, in regard to driving cattle along the public roads in certain parts of the State.

Placed on the Calendar.

H. B. 1921, S. B. 1530, bill forbidding hunting on lands of another in Roxobel Township, Bertie County, without consent of the owner. Referred to Committee on Propositions and Grievances.

H. B. 2041, S. B. 1531, bill to amend chapter 411, Public Laws of 1899, by correcting an error and extending the time for organization thereunder.

Placed on the Calendar.

H. B. 1861, S. B. 1532, bill to amend chapter 542, Laws of 1899, in regard to driving cattle along public roads in certain parts of the State.

Placed on the Calendar.

H. B. 2109, S. B. 1533, bill to allow Mecklenburg County to appropriate money to pay for a bridge at Mt. Holly.

Placed on the Calendar.

H. B. 2057, S. B. 1534, bill for the relief of certain citizens of Wilkes County.

Placed on the Calendar.

H. B. 2045, S. B. 1535, bill supplemental to An act prohibiting the manufacture and sale of spirituous liquors in Pender County.

Placed on the Calendar.

H. B. 2162, S. B. 1536, bill to amend chapter 301, Public Laws of 1889; chapter 10, Public Laws of 1891; chapter 164, Public Laws of 1893, and chapter 175, Private Laws of 1895.

Placed on the Calendar.

H. B. 2165, S. B. 1539, bill to provide for the removal of the State Arsenal and the storage of public records.

Placed on the Calendar.

H. B. 2154, S. B. 1540, bill to amend chapter 230, Laws of 1897. Referred to Committee on Education.

H. B. 2031, S. B. 1541, bill to amend charter of the Enterprise Lumber Company.

Placed on the Calendar.

H. B. 1677, S. B. 1542, bill to refund to S. S. Sufton and S. L. Sawyer $12.00, paid by them on incorporated land grant. Referred to Judiciary Committee.

H. B. 1774, S. B. 1543, bill to restore the old boundary line between Ashe and Wilkes counties.

Placed on the Calendar.

H. B. 1290, S. B. 1544, bill for the relief of W. E. Edwards, a public school teacher. Referred to Committee on Education.

H. B. 1112, S. B. 1545, bill to amend chapter 54, Public Laws of 1899, An act relating to Fidelity and other companies. Referred to Judiciary Committee.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Ward, S. B. 1537, bill to repeal chapter 411, Laws of 1897, so far as it applies to Pamlico County.

Placed on the Calendar.

By Mr. Smith (by request), S. B. 1538, bill for the relief of certain Sheriffs.

Placed on the Calendar.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 1431, H. B. 2024, bill to regulate stock law in Johnston County, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Bray, Broughton, Brown, Candler, Crisp, Foushee, Foy, Glenn, Gudger, James, Justice, Leak, Marshall, McIntyre, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Scott, Speight, Stringfield, Vann, Ward, Warren, Webb, Wood, Woodard—30.

Bill is ordered enrolled.

S. B. 1432, H. B. 1703, bill to incorporate the Wayne and Sampson Railroad Company, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Arrington, Broughton, Brown, Crisp, Currie, Dula, Foy, Glenn, Gudger, Henderson, Lindsay, London, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Scott, Smith, Speight, Stringfield, Sugg, Vann, Ward, Warren, Webb, Wood—30.

Bill is ordered enrolled.

S. B. 1435, H. B. 796, bill to incorporate the town of Staley, in Randolph County, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Crisp, Currie, Dula, Glenn, Gudger, James, Justice, Leak, Long, McAllister, McIntyre, Michael, Morton, Pinnix, Robeson, Scott, Speight, Stringfield, Ward, Warren, Webb, Wood—31.

Bill is ordered enrolled.

S. B. 1434, H. B. 1519, bill to amend chapter 82, Private Laws of 1899, in regard to the city of New Bern, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander,

Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay, McAllister, McIntosh, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Scott, Speight, Stikeleather, Stringfield, Sugg, Vann, Ward, Warren, Webb, Wood—31.

Bill is ordered enrolled.

S. B. 1433, H. B. 2026, bill to establish stock law in certain sections of Jones County, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Calvert, Crisp, Currie, Dula, Foy, Glenn, Gudger, James, Justice, Leak, Marshall, McAllister, McIntyre, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Robeson, Scott, Smith, Speight, Stringfield, Sugg, Vann, Ward, Warren, Webb, Wood—31.

Bill is ordered enrolled.

S. B. 1430, H. B. 2032, bill to levy a special tax in the town of Tarboro, Edgecombe County, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Dula, Glenn, Gudger, Henderson, Justice, Leak, Marshall, McAllister, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Speight, Sugg, Vann, Ward, Warren, Webb, Wood—31.

Bill is ordered enrolled.

S. B. 1499, H. B. 2063, bill to levy a special tax in Wilkes County, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander,

Arrington, Aycock, Bray, Candler, Crisp, Dula, Glenn, Gudger, Henderson, James, Leak, Marshall, McIntosh, Michael, Miller of Caldwell, Morrison, Morton, Robeson, Scott, Smith, Stikeleather, Stringfield, Vann, Ward, Warren, Webb, Wood—31.

S. B. 1503, H. B. 1449, bill to establish stock law in Warsaw Township, Duplin County, upon second reading.

The bill passes second reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Brown, Burroughs, Candler, Crisp, Currie, Dula, Foy, Glenn, Gudger, James, Justice, Lindsay, Marshall, McAllister, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Scott, Smith, Stikeleather, Stringfield, Thomas, Vann, Ward, Warren, Webb, Wood—31.

S. B. 1520, bill to amend chapter 194 of the Private Laws of the General Assembly of 1897, in relation to the town of Southern Pines, upon second reading.

The bill passes second reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Buchanan, Burroughs, Candler, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, Lindsay, Long, McAllister, McIntyre, Michael, Miller of Pamlico, Morton, Robeson, Smith, Stikeleather, Stringfield, Sugg, Travis, Ward, Warren, Webb, Wood—30.

S. B. 1501, bill to incorporate the town of Dover, in Craven County, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Crisp, Currie, Dula, Glenn, Henderson, James, Leak, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith,

Speight, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—35.

S. B. 1512, H. B. 1799, bill to authorize the Commissioners of Pender County to levy a special tax in Currituck Township for the purpose of building a public road across Black River Swamp, upon second reading.

The bill passes second reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Calvert, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Leak, Lindsay, McAllister, McIntyre, Michael, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Speight, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—33.

S. B. 1511, H. B. 2097, bill to incorporate the Aberdeen and Gibson Railroad, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Dula, Glenn, Henderson, James, Leak, Marshall, McAllister, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Robeson, Speight, Stikeleather, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Webb, Wood, Woodard—35.

S. B. 1513, H. B. 1486, bill to amend chapter 108, Private Laws of 1887, the same being entitled An act to incorporate the town of Victoria, in Buncombe County, upon second reading.

The bill passes second reading, ayes 35, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Burroughs, Calvert, Crisp, Dula, Glenn, Gudger, James, Leak, Marshall, McIntosh, McIntyre, Miller of Caldwell, Miller of Pamlico. Mor-

rison, Pinnix, Robeson, Speight, Stringfield, Sugg, Thomas, Vann, Ward, Warren, Wood, Woodard—35.

H. B. 2102, S. B. 1522, bill for the appointment of Justices of the Peace, upon second reading.

Upon motion of Mr. Warren, further consideration of this bill is postponed until to-night.

H. B. 1532, S. B. 1387, bill to incorporate the Unity Cemetery Association, of Rocky Mount, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1548, S. B. 1468, bill to raise revenue, upon second reading.

Upon motion of Mr. Brown, the Senate goes into committee of the whole for the consideration of this bill until 11:55 o'clock.

At 11:55 the committee rises and Mr. Glenn reports progress.

Upon motion of Mr. Brown, the Senate takes a recess for the Court of Impeachment.

The Senate reconvenes at 2 o'clock.

Upon motion of Mr. Brown, the Senate goes into committee of the whole.

At 2:05 o'clock the committee rises and the chairman, Mr. Glenn, reports progress, and asks leave to sit again.

Mr. Arrington makes the following report from the Committee on Rules:

"*Resolved*, That in consideration of matters in the committee of whole, no Senator shall speak longer than five minutes, nor more than twice on any one subject."

Mr. Foushee moves to amend report by striking out "five" and inserting "ten" minutes.

Mr. Morton calls for the ayes and noes on Mr. Foushee's amendment.

The call is sustained.

The amendment is lost, ayes 13, noes 22, as follows:

Those voting in the affirmative are: Messrs. Broughton, Buchanan, Calvert, Foushee, Henderson, Justice, Long, McAllister, Miller of Pamlico, Morton, Speight, Warren and Woodard—13.

Those voting in the negative are: Messrs. Alexander, Aycock, Bray, Brown, Candler, Crisp, Dula, Glenn, Gudger, James, Leak, London, Michael, Miller of Caldwell, Morrison, Robeson, Scott, Smith, Stringfield, Sugg, Ward and Webb —22.

Mr. Woodard moves to adjourn.

The motion is lost.

Mr. Henderson moves to amend,

By striking out "five minutes" and inserting "eight minutes."

The amendment is lost.

Mr. Gudger calls for the ayes and noes on the adoption of the report.

Call sustained.

The report is adopted, ayes 27, noes 8, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Buchanan, Calvert, Candler, Crisp, Dula, Glenn, Gudger, James, Justice, Lindsay, Marshall, McIntosh, Michael, Miller of Caldwell, Robeson, Scott, Smith, Stringfield, Sugg, Thomas, Ward, Webb —27.

Those voting in the negative are: Messrs. Currie, Foushee, Henderson, Leak, Long, Morrison, Morton, Woodard —8.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 2040, S. B. 1546, bill to amend section 3304 of The Code.

Placed on the Calendar.

H. B. 2161, S. B. 1547, bill authorizing the Commissioners of Buncombe County to fix salary of chairman of the board. Referred to Committee on Counties, Cities and Towns.

H. B. 1841, S. B. 1548, bill to incorporate the Citizens Banking and Trust Company. Referred to Committee on Banks and Currency.

H. B. 1386, S. B. 1549, bill to secure cost in courts of Justices of the Peace. Referred to Judiciary Committee.

H. B. 1113, S. B. 1550, bill to regulate the insurance of public buildings and other State property in North Carolina.

Placed on the Calendar.

H. B. 1544, S. B. 1551, bill to amend the charter of the Charlotte Electric Railway, Light and Power Company.

Placed on the Calendar.

H. B. 2043, S. B. 1552, bill to provide for the sale of property for taxes. Referred to Judiciary Committee.

H. B. 2178, S. B. 1553, bill to amend the charter of the Goldsboro Lumber Company.

Placed on the Calendar.

H. B. 2177, S. B. 1554, bill supplemental to An act to consolidate the Union County dispensary law.

Placed on the Calendar.

H. R. 2170, S. R. 1559, resolution approving Col. R. B. Creecy's Historical work of North Carolina.

Placed on the Calendar.

H. B. 2075, S. B. 1560, bill to pay Mrs. Evelina E. Briggs for rent of arsenal.

Placed on the Calendar.

H. B. 2179, S. B. 1561, bill to amend chapter 412, Public Laws of 1887, entitled An act to promote thrift and economy by the incorporation of institutions of savings and savings banks.

Placed on the Calendar.

H. B. 1148, S. B. 1562, bill to amend section 2159 of The Code, permitting caveators of wills to prosecute in certain cases without giving bonds. Referred to Judiciary Committee.

H. B. 1928, S. B. 1563, bill to incorporate the North Carolina Poultry Association.

Placed on the Calendar.

H. B. 2167, S. B. 1564, bill to amend the charter of the city of Charlotte, and to establish a recorder's office in said city.

Placed on the Calendar.

H. B. 1933, S. B. 1565, bill to provide for the assessment of property and the collection of taxes.

Placed on the Calendar.

H. B. 627, S. B. 49, bill relative to the laws of libel, upon concurrence in House amendment.

Upon motion of Mr. London, the Senate concurs in the amendment, and the bill is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Gudger, S. B. 1555, bill to exempt certain graded schools from the operation of the State text-book act.

Placed on the Calendar.

By Mr. Broughton, S. B. 1556, bill to amend section 3732 of The Code.

Placed on the Calendar.

By Mr. Miller of Caldwell (by request), S. B. 1557, bill to change the boundary line of Hudson Township, Caldwell County.

Placed on the Calendar.

By Mr. Morrison, S. B. 1558, bill supplemental to an act entitled An act to regulate the manufacture and sale of spirituous liquors in Richmond County.

Placed on the Calendar.

Upon motion of Mr. Webb, the Senate takes a recess until 4:30 o'clock this afternoon.

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### Afternoon Session.

The Senate reconvenes at 4:30 o'clock.

Upon motion of Mr. Brown, the Senate goes into committee of the whole, for consideration of the revenue bill.

At 6:30 the committee rises and Mr. Glenn, for the committee, reports progress, and asks leave to sit again.

The committee appointed by the President to confer with a similar committee of the House of Representatives in regard to the amendments to S. B. 817, bill relating to highways, public roads, bridges, ferries and fords, make a report, which is adopted and made a part of the bill.

The bill is ordered sent to the House of Representatives for concurrence.

Upon motion of Mr. Brown, the Senate takes a recess until 8:30 o'clock to-night.

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### Night Session.

The Senate reconvenes at 8:30 o'clock p. m.

Leave of absence is granted as follows:

To Mr. Sugg for to-day and to-morrow.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Counties, Cities and Towns:

By Mr. Leak, S. B. 1469, bill to enlarge the corporate limits of the town of Mt. Airy, Surry County, with a favorable recommendation.

From the Committee on Railroads and Railroad Commission:

By Mr. London, S. B. 944, bill to amend chapter 323, Public Laws of 1897, with a favorable recommendation.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 950, H. B. 1874, An act to amend an act entitled An act to amend, revise and consolidate the charter of the city of Salisbury, ratified the 6th day of March, A. D. 1899, being chapter one hundred and eighty-six of the Private Laws of 1899.

S. B. 253, H. B. 1960, An act to equalize the apportionment of the school funds of Rutherford County for the year 1902.

S. B. 1403, H. B. 1908, An act to allow the citizens of Gaston County to express their will concerning the proposed removal of the county seat of Gaston County from Dallas to Gastonia, and an issue of county bonds for building a courthouse and jail in Gastonia, and to remove the county seat and issue the bonds as aforesaid if a majority of the qualified voters of the county shall favor it.

S. B. 1447, H. B. 1283, An act to incorporate the town of Speed, in Edgecombe County.

S. B. 1385, H. B. 1304, An act to correct State Grant, No. 1828, in Macon (now Swain) County.

S. B. 1427, H. B. 1807, An act to prevent stock from running at large in the town of Burgaw.

S. B. 1384, H. B. 1684, An act to correct the calls in State Grant, 7446, issued to J. W. Dehart, assignee, on the 14th day of December, 1885, in the county of Swain.

S. B. 1481, H. B. 2134, An act for the relief of John C. McLauchlin, Clerk of the Superior Court of Anson County.

S. B. 1382, H. B. 1954, An act to amend the charter of the town of Faison, Duplin County, N. C.

S. B. 1160, H. B. 1970, An act to amend chapter 410, Acts of 1897.

S. B. 1323, H. B. 1355, An act to prevent the extinction of quail in Halifax and Warren counties.

S. B. 947, H. B. 1894, An act to authorize the Secretary of State to return to insurance companies all copies of their charters and by-laws deposited in obedience to the Craig Act, and to relieve said insurance companies from all liabilities thereunder.

S. B. 1398, H. B. 1842, An act to incorporate the Citizens Bank, of Franklinton.

S. B. 1420, H. B. 1624, An act to correct line in Grant No. 8971, in Transylvania County.

S. B. 1444, H. B. 1543, An act to prohibit the manufacture and sale of whiskey or brandy in Clay County.

S. B. 1453, H. B. 1860, An act to incorporate Mildred, in Edgecombe County.

S. B. 1418, H. B. 1315, An act for the relief of H. C. Kearney, Sheriff of Franklin County.

S. B. 1422, H. B. 1233, An act for the protection of game in Trinity Township, Randolph County.

S. B. 1473, H. B. 2123, An act for the relief of D. C. Rufty, former Tax Collector of the city of Statesville, Iredell County.

S. B. 1490, H. B. 2122, An act to appropriate two hundred thousand dollars to the public schools of North Carolina.

S. B. 1424, H. B. 1710, An act in relation to stock law fence.

S. B. 1449, H. B. 1714, An act to authorize the Commissioners and School Directors of Randolph County to audit certain claims.

S. B. 1386, H. B. 1048, An act to amend chapter 453, Public Laws 1899, relating to throwing saw-dust in the streams in Swain County.

S. B. 1375, H. B. 1704, An act to amend chapter seven of the Private Laws of North Carolina, session of 1895.

S. B. 1313, H. B. 1687, An act to provide for the better drainage of lands upon Phillips' Creek, Bladen County.

S. B. 1516, H. B. 501, An act to provide permanent registration of all persons entitled to vote under section four of Article VI, of the Constitution.

S. B. 1378, H. B. 1776, An act to extend the time for organization and beginning construction by the Atlantic and Western Railroad Company.

S. B. 1396, H. B. 2039, An act to create a new township in Randolph County.

S. B. 1397, H. B. 1850, An act to increase the number of County Commissioners for Durham County.

S. B. 1321, H. B. 1399, An act to authorize the Treasurer of Haywood County to file bond for the public school tax on the first Monday in March, 1901.

S. B. 1104, H. B. 1967, An act to incorporate the Salisbury Loan and Trust Company.

S. B. 1436, H. B. 2100, An act supplemental to An act passed at the present session of the General Assembly, ratified the 7th day of March, 1901, relative to stock law in Johnston County.

S. B. 1334, H. B. 1558, An act to protect wild game.

S. B. 1459, H. B. 2142, An act to extend the time for incorporating the Bank of East Carolina, and to re-enact chapter 259 of the Private Laws 1899.

S. B. 1437, H. B. 603, An act to repeal chapter 351, Private Laws 1899, incorporating the town of Cedar Falls, Randolph County, N. C.

S. B. 1314, H. B. 1763, An act to prevent the felling of timber and debris in Beaver Dam and Ledge Rock creeks, in New Light Township, Wake County.

S. B. 1441, H. B. 2072, An act to amend An act of the General Assembly of 1901 entitled An act to incorporate the Rutherfordton Railroad Company.

S. B. 1429, H. B. 1985, An act to protect deer in Robeson County.

S. B. 1333, H. B. 1510, An act to amend chapter 158 of the Private Laws of 1899, and chapter 120 of the Private Laws of 1885, being the charter of the town of Morganton, as amended.

S. B. 1421, H. B. 1625, An act to change calls of State Grant, No. 563.

S. B. 1438, H. B. 1477, An act to amend section 107, Public Laws of 1891.

S. B. 1452, H. B. 2044, An act to enlarge stock law territory of Bladen County.

S. B 1394, H. B. 1905, An act to provide for the working of the public roads in Orange County and issuing bonds for the same.

S. B. 1277, H. B. 1981, An act to amend chapter 237 of the Private Laws of 1899.

S. B. 1454, H. B. 1909, An act to authorize the Commissioners of the county of Randolph to disburse certain stock law funds.

S. B. 1189, H. B. 1950, An act to repeal chapter 363 of the Public Laws of 1891.

S. B. 1324, H. B. 1400, An act to authorize the Board of Commissioners of Haywood County to convert the excess of special bridge tax to the general county funds.

S. B. 1391, H. B. 1243, An act to amend the charter of the town of Murphy.

S. B. 1445, H. B. 1922, An act to amend chapter 297 of the Laws of 1885.

S. B. 1413, H. B. 1779, An act to amend section 1276 of The Code.

S. B. 1370, H. B. 1777, An act to change the name of the

Chatham, Moore and Harnett Bank to the Bank of Sanford.

S. B. 1451, H. B. 1523, An act for the relief of C. W. Bost.

S. B. 1171, H. B. 1808, An act to amend the charter of the town of Rocky Mount, N. C.

S. B. 1517, H. B. 2056, An act to amend section 2318 of The Code.

S. B. 1518, H. B. 1459, An act to amend chapter 217 of the Public Laws of 1899, relating to the toll rates of the Brunswick Bridge and Ferry Company.

S. B. 1489, H. B. 2047, An act for the relief of C. F. Siler, of Chatham County.

S. B. 1121, H. B. 1968, An act to incorporate the Carolina Benevolent Association.

S. B. 1455, H. B. 2027, An act to incorporate the Santeetla Railroad Company.

S. B. 1157, H. B. 1903, An act to incorporate Greenville Lodge, No. 284, Ancient, Free and Accepted Masons, in the town of Greenville, N. C.

S. B. 905, H. B. 1872, An act to repeal the charter of the town of Point Caswell, in Pender County.

S. B. 1325, H. B. 2013, An act to amend the charter of the Mount Airy and Eastern Railway Company.

S. B. 1322, H. B. 1339, An act to prevent hunting on the lands of another in Hertford County without consent of the owner.

S. B. 1395, H. B. 1957, An act to amend an act entitled An act to fund the bonded indebtedness of Murfreesboro Township, in Hertford County, ratified 28th day of February, 1901.

S. B. 1320, H. B. 1821, An act to amend the charter of Murfreesboro, N. C.

S. B. 958, H. B. 1962, An act to amend the charter of the town of Sanford.

S. B. 1412, H. B. 1926, An act to amend the charter of the city of Charlotte, and to facilitate the collection of taxes in Mecklenburg County.

S. B. 1476, H. B. 2155, An act supplemental to An act, ratified March the 4th, 1901, in regard to hunting in Surry County.

S. B. 1344, H. B. 2086, An act to increase the number of County Commissioners for Pitt County.

S. B. 602, H. B. 1432, An act to incorporate Sylvan School-House, in Ruffin Township, Rockingham County.

S. B. 1393, H. B. 1935, An act to provide for the better drainage of swamp lands at the head of Pungo, Beaufort County.

S. B. 1030, H. B. 1837, An act to enlarge and amend the charter of Scotland Neck.

S. B. 1079, H. B. 1964, An act authorizing the town of Hamlet to issue bonds and levy a special tax for public school purposes.

S. B. 1487, H. B. 1307, An act for the protection of game on Bogue Banks, in Currituck County.

S. B. 1392, H. B. 1823, An act to allow the Commissioners for the town of Albemarle to issue bonds, and to amend the charter of said town.

S. B. 1480, H. B. 2133, An act to appoint J. E. Gudger a Justice of the Peace.

S. B. 1443, H. B. 1579, An act to appoint a board for the selection of list-takers or assessors for Camden County.

S. B. 969, H. B. 1939, An act relating to the sale of liquor in Crawford Township, Currituck County.

S. B. 1510, H. B. 2152, An act for the consolidation and government of the Colored Normal Schools.

S. B. 1474, H. B. 1929, An act to appoint a commission to investigate all claims or accounts of the Shell-Fish Industry, and for other purposes.

S. B. 870, H. B. 1641, An act to permit the city of Durham to collect arrears of taxes.

S. B. 1268, H. B. 1978, An act to amend the charter of the city of Durham.

S. B. 1494, H. B. 1800, An act to amend the charter of the town of Kittrell.

S. B. 1188, H. B. 1973, An act to amend the charter of the town of Grifton.

S. B. 1521, H. B. 2153, An act to permit the sale of liquor at Nags Head, and for special police at that place.

S. B. 1165, H. B. 1891, An act to cede to the United States of America certain lands upon the conditions therein named.

S. B. 78, H. B. 1637, An act to protect trade, commerce and transportation from combinations, monopoly and conspiracy.

S. B. 1446, H. B. 1829, An act to validate an election on the question of stock law held in certain portions of Moore County.

S. B. 1295, H. B. 1342, An act to regulate the sale of seed cotton in Mecklenburg County.

S. B. 1380, H. B. 1518, An act to prevent the felling of timber in, or otherwise obstructing, certain streams, or damaging bridges across same, in Jones, Duplin and Lenoir counties.

S. B. 218, H. B. 1959, An act to pay H. E. Elliott a certain school claim.

S. B. 1169, H. B. 1254, An act to incorporate the North State Mining Company.

S. B. 873, H. B. 1742, An act prohibiting the manufacture and sale of liquor near any church in Chatham County.

S. B. 1341, H. B. 1648, An act to establish a graded school at Sanford.

S. B. 1336, H. B. 1266, An act to define the boundary line between Gap Civil and Glade Creek townships, in Alleghany County.

S. B. 1369, H. B. 1767, An act to declare the East Carolina Railway a duly incorporate company, and to amend and enlarge its charter.

S. B. 774, H. B. 1599, An act to incorporate the Clayton Banking Company.

S. B. 115, H. B. 392, An act to amend chapter 109 of the Public Laws of 1897, in regard to the trial of civil actions.

S. B. 1105, H. B. 1976, An act to refund certain bonded indebtedness of the town of Tarboro.

S. B. 1457, H. B. 2125, An act for local option in Union County on the dispensary question.

S. B. 1278, H. B. 2077, An act to allow the county of Davie to fund her outstanding railroad bonds.

S. B. 1371, H. B. 1766, An act to incorporate the town of Macclesfield, Edgecombe County.

S. B. 1463, H. B. 2121, An act to require complaint to be served with summons in *quo warranto* proceedings.

S. B. 1095, H. B. 1633, An act to incorporate the Raleigh and Cape Fear Railway Company.

S. B. 938, H. B. 1678, An act to revise the corporation laws of North Carolina.

S. B. 1077, H. B. 1947, An act to authorize the town of Laurinburg to issue bonds to build an electric light plant.

S. B. 1462, H. B. 2120, An act to regulate *quo warranto* proceedings.

S. B. 1207, H. B. 1951, An act to consolidate two school districts in Rutherford County.

S. B. 1326, H. B. 1869, An act to authorize the Commissioners of Buncombe County to issue bonds to pay its present floating indebtedness for necessary expenses, and to secure a suitable site and erect thereon suitable buildings for a courthouse, public offices and the preservation of the public records.

S. B. 1330, H. B. 1955, An act supplemental to An act for the better protection of wild fowls in Currituck Sound, passed by the General Assembly, and ratified on the 27th day of February, 1901.

S. B. 1108, H. B. 1900, An act to amend chapter 196 of the Public Laws 1897.

S. B. 1365, H. B. 1143, An act to be entitled An act for the relief of Stephen Venable, ex-Sheriff of the county of Surry.

S. B. 248, H. B. 900, An act concerning the welfare of the Wilmington Light Infantry, and the Wilmington Division North Carolina Naval Brigade.

S. B. 1519, H. B. 2159, An act supplemental to An act to create a Road Commission for Union County.

S. B. 1488, H. B. 1713, An act for the relief of land owners in Beaufort Township, Carteret County.

S. B. 1450, H. B. 1655, An act to incorporate White Oak Academy.

S. B. 1485, H. B. 2127, An act to protect deer in Tyrrell County.

S. B. 1483, H. B. 2128, An act for the relief of Plato Collins, Clerk of the Superior Court of Lenoir County.

S. B. 1484, H. B. 2126, An act to prohibit the chasing or killing of deer being chased by dogs other than by the owner or owners, possessor or possessors of the dogs jumping the deer and their chasing the same.

S. B. 1376, H. B. 1187, An act to appoint Henry Stewart, Jr., of Macon County, a Justice of the Peace, and to allow him to practice law.

S. B. 1442, H. B. 1577, An act to regulate fishing in certain waters of North River, in Camden County.

S. B. 1498, H. B. 1851, An act to amend chapter 439 of the Laws of 1899, regulating the shooting of wild fowls in the waters of Carteret County.

S. B. 1149, H. B. 1107, An act to incorporate the James Sprunt Institute, of Duplin County, North Carolina.

S. R. 1308, H. R. 2079, a resolution supplemental to An act to amend the charter of the town of Reidsville, in Rockingham County, ratified on the 18th day of January, 1901.

S. B. 107, H. B. 1235, An act making certain parts of Pasquotank, Perquimans and Chowan counties a stock law district.

S. B. 1302, H. B. 2080, An act amendatory of an act entitled An act to authorize the School Committee of Reidsville School District, Reidsville, N. C., to issue bonds.

S. B. 1404, H. B. 1920, An act to provide for the better working of the roads and highways of Iredell County.

S. B. 1087, H. B. 1838, An act to improve the highways in Guilford County.

S. B. 1266, H. B. 2078, An act to revise the charter of the city of Greensboro.

S. B. 1502, H. B. 2099, An act to prohibit the manufacture or sale of spirituous liquors in certain localities.

S. B. 1003, H. B. 1936, An act to revise and consolidate the public school law.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representaitves, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 1302, S. B. 1567, bill to protect bottlers of milk, beer and mineral waters. Referred to Committee on Propositions and Grievances.

H. B. 1986, S. B. 1568, bill to establish dispensary for Farmville Township, Pitt County. Referred to Committee on Propositions and Grievances.

H. B. 1817, S. B. 1569, bill to incorporate the West Asheville Cemetery Association.

Placed on the Calendar.

H. B. 851, S. B. 1570, bill to amend section 1, chapter 453, Public Laws of 1897. Referred to Judiciary Committee.

H. B. 840, S. B. 1571, bill to repeal chapter 491, Laws of 1893, and to amend chapter 106, Laws of 1885, relating to stock law in Edgecombe County.

Placed on the Calendar.

H. B. 1106, S. B. 1572, bill to encourage the building of pulp mills, paper mills and tanneries in the counties of Haywood and Swain.

Placed on the Calendar.

H. B. 707, S. B. 1573, bill to restore sections 8 and 9 of chapter 299, Laws of 1893, relating to insurance.

Placed on the Calendar.

H. B. 1854, S. B. 1574, bill to amend section 2835 of The Code, prohibiting the export of partridges from the State. Referred to Committee on Propositions and Grievances.

H. B. 996, S. B. 1575, bill for the relief of William H. Newman, an ex-Confederate soldier. Referred to Committee on Pensions and Soldiers' Home.

H. R. 1952, S. R. 1576, resolution in favor of Mutual Savings and Deposit Company, of Raleigh. Referred to Committee on Banks and Currency.

H. B. 772, S. B. 1577, bill to allow persons whose lands have been sold for taxes and bought in by the State to redeem the same. Referred to Judiciary Committee.

H. B. 2166, S. B. 1578, bill supplemental to an act entitled An act to prohibit the manufacture of spirituous and malt liquors, and to prohibit the sale of all intoxicating liquors in Cumberland County, ratified March 9, 1901. Referred to Committee on Propositions and Grievances.

H. B. 1063, S. B. 1579, bill to amend chapter 9, Public Laws of 1899. Referred to Judiciary Committee.

H. B. 2181, S. B. 1580, bill to amend chapter 43, Public Laws of 1893. Referred to Judiciary Committee.

H. B. 858, S. B. 276, bill to amend section 208 of The Code, in regard to time of trying certain cases, upon concurrence in House amendment.

Upon motion of Mr. Webb, the amendment is concured in, and the bill is ordered enrolled.

H. B. 1363, H. B. 612, bill to appoint an official hay and grain inspector for the county of Wilson, upon concurrence in House amendment.

Upon motion of Mr. Woodard, the Senate concurs in the amendment, and the bill is ordered enrolled.

H. B. 1225, S. B. 1581, bill to amend chapter 171, Public Laws of 1893. Referred to Judiciary Committee.

H. B. 943, S. B. 1582, bill to repeal section 2, chapter 41, Acts of 1893. Referred to Judiciary Committee.

H. B. 1912, S. B. 1583, bill relating to service of process on corporations. Referred to Judiciary Committee.

H. B. 1911, S. B. 1584, bill to amend section 347 of The Code, relating to attachments. Referred to Judiciary Committee.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 1022, H. B. 2016, bill to extend the corporate limits of the town of Roanoke Rapids, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Calvert, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, Leak, London, Long, Marshall, McIntosh, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Smith, Speight, Stringfield, Sugg, Travis, Ward, Warren, Webb, Wood, Woodard—36.

S. B. 1556, bill to amend section 3732 of The Code, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 944, bill to amend chapter 323, Public Laws of 1897, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

S. B. 1566, bill supplemental to An act to amend chapter 301, Public Laws of 1899; chapter 10, Public Laws of 1891;

chapter 164, Public Laws of 1893, and chapter 175, Private Laws of 1895, ratified at the present session of the General Assembly, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1755, S. B. 1448, bill to require the Board of Directors of the State's Prison of North Carolina and the Board of Directors of the Central Hospital for the Insane to construct and extend sewers, upon second reading.

Bill passes second reading.

H. B. 1544, S. B. 1551, bill to amend the charter of the Charlotte Electric Railway, Light and Power Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2167, S. B. 1564, bill to amend the charter of the city of Charlotte, and to establish a recorder's court in said city, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2130, S. B. 1479, bill concerning certain funds in the hands of the Treasurer of the town of Louisburg, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1861, S. B. 1532, bill to amend chapter 542, Laws of 1899, in regard to driving cattle along the public roads in certain parts of the State, upon second reading.

Bill passes second reading.

H. B. 2162, S. B. 1536, bill to amend chapter 301, Public Laws of 1889; chapter 10, Public Laws of 1891; chapter 164, Public Laws of 1893, and chapter 175, Private Laws of 1895, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2057, S. B. 1534, bill for the relief of certain citizens of Wilkes County, upon second reading.

Upon motion of Mr. Stringfield, the bill is laid on the table.

H. B. 2177, S. B. 1554, bill supplemental to An act to consolidate the Union County dispensary law, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2041, S. B. 1531, bill to amend chapter 411, Public Laws of 1899, by correcting an error and extending the time for organization thereunder, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1558, bill supplemental to an act entitled An act to regulate the manufacture and sale of spirituous liquors in Richmond County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House without engrossment.

Upon motion of Mr. Brown, the Senate goes into committee of the whole for further consideration of the revenue bill.

The Senate reconvenes at 10 o'clock, and Mr. Glenn, for the committee, reports progress, and asks leave to sit again.

Mr. Morrison moves that the Senate adjourn until to-morrow at 10 o'clock.

The motion is lost.

Mr. Gudger calls the previous question on H. B. 1548, S. B. 1468, bill to raise revenue.

Call is sustained.

The bill passes second reading, ayes 23, noes 19, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Candler, Glenn, Gudger, James, London, Long, McIntyre, Miller of Pamlico,

Scott, Smith, Stikeleather, Stringfield, Travis, Vann, Ward, Warren, Webb, Wood—23.

Those voting in the negative are: Messrs. Bray, Buchanan, Crisp, Dula, Henderson, Leak, Lindsay, Marshall, McAllister, McIntosh, McNeill, Michael, Morrison, Morton, Pinnix, Robeson, Sugg, Thomas, Woodard—19.

Upon motion of Mr. Henderson, the courtesies of the floor are extended to ex-Senator John P. Holden, of Iredell County.

Mr. Morrison moves to adjourn until to-morrow at 10 o'clock.

Mr. London moves to amend,

By inserting "9 o'clock" instead of "10 o'clock."

The motion of Mr. London is lost.

Mr. London moves to amend by inserting "9:30", instead of "10 o'clock," and call for the aye-and-no vote.

Call sustained.

Mr. London's amendment is adopted, ayes 23, noes 19, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Brown, Candler, Crisp, Dula, Gudger, James, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Pinnix, Robeson, Scott, Stikeleather, Stringfield, Thomas, Travis, Ward—23.

Those voting in the negative are: Messrs. Alexander, Arrington, Bray, Buchanan, Glenn, Henderson, Leak, Long, McNeill, Miller of Caldwell, Morrison, Morton, Smith, Sugg, Vann, Warren, Webb, Wood, Woodard—19.

The Senate stands adjourned until 9:30 o'clock to-morrow.

## FIFTY-FOURTH DAY.

SENATE CHAMBER, March 12, 1901.

The Senate meets pursuant to adjournment.

Prayer by Mr. Broughton.

Upon motion of Mr. Arrington, the reading of the Journal is dispensed with, and the same stands approved.

### REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Judiciary Committee:

By Mr. Vann, S. B. 1301, bill to provide for the holding of town and city elections and special elections in counties and townships, with a favorable recommendation.

From the Committee on Finance:

By Mr. Aycock, H. B. 1349, S. B. 1208, bill for the relief of M. H. P. Clarke, the owner of a lost State bond, reporting that no action had been taken for lack of quorum.

Bill is placed on the Calendar.

From the Committee on Public Roads:

By Mr. Scott, H. B. 789, S. B. 1400, bill to amend section 2015 of The Code, relating to the time of meeting of the Supervisors of Public Roads, with a favorable recommendation.

Upon motion of Mr. McIntyre, S. B. 1537, bill to repeal chapter 411, Laws of 1897, so far as it applies to Pamlico County, is taken from the Calendar and referred to Committee on Propositions and Grievances.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. R. 2171, S. R. 1585, joint resolution asking the election of United States Senators by the people.

Placed on the Calendar.

H. B. 1574, S. B. 1586, bill to amend chapter 727, Public Laws of 1899, so as to require the written consent of land owners to hunt in Roanoke Township, in Northampton County. Referred to Committee on Propositions and Grievances.

H. B. 1771, S. B. 1587, bill to establish a stock law in a certain portion of McDowell County. Referred to Committee on Propositions and Grievances.

H. B. 2180, S. B. 1588, bill to authorize P. W. Patton to absent himself from his office. Referred to Judiciary Committee.

H. B. 645, S. B. 1589, bill to reform youthful criminals. Referred to Judiciary Committee.

H. B. 2149, S. B. 1590, bill to regulate employment of labor for certain counties. Referred to Committee on Counties, Cities and Towns.

H. B. 1845, S. B. 1591, bill relating to warehousemen, authorizing them to give bonds and issue warehouse receipts, secured thereby, etc. Referred to Judiciary Committee.

H. B. 2184, S. B. 1592, bill to amend chapter 243, Private Laws of 1899. Referred to Judiciary Committee.

H. B. 2168, S. B. 1593, bill to amend chapter 354, Public Laws of 1899. Referred to Judiciary Committee.

H. B. 2185, S. B. 1594, bill to appoint Trustees for the Colored Normal Schools at Franklinton, N. C. Referred to Committee on Education.

The President appoints Mr. Ward as a committee on the part of the Senate to investigate claims of the Shell-Fish Commission.

## PETITIONS.

Petitions are presented and disposed of as follows:

By Mr. McIntyre, petition from New Township, in Robeson County. Referred to Committee on Counties, Cities and Towns.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

S. B. 1503, H. B. 1449, bill to establish stock law in Warsaw Township, Duplin County, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Crisp, Dula, Glenn, Henderson, Leak, Lindsay, London, Long, McAllister, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—32.

The bill is ordered enrolled.

S. B. 1520, bill to amend chapter 194, Private Laws of 1897, relating to the town of Southern Pines, upon third reading.

The bill passes third reading, ayes 31, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Candler, Crisp, Dula, Glenn, Henderson, James, Leak, London, Long, McAllister, McIntyre, Miller of Caldwell, Miller of Pamlico, Robeson, Scott, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Warren, Webb, Wood, Woodard—31.

The bill is ordered sent to the House of Representatives without engrossment.

S. B. 1513, H. B. 1486, bill to amend chapter 108, Private Laws 1887, the same being entitled An act to incorporate the town of Victoria, in Buncombe County, upon third reading.

The bill passes third reading, ayes 33, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Candler,

Crisp, Dula, Glenn, Henderson, Leak, Lindsay, London, Long, McAllister, McIntyre, Michael, Miller of Caldwell Miller of Pamlico, Morton, Scott, Smith, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Webb, Wood, Woodard—33.

The bill is ordered enrolled.

S. B. 1499, H. B. 2063, bill to levy a special tax in Wilkes County, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Burroughs, Candler, Crisp, Dula,Glenn, Henderson, Leak, Lindsay, London,Long, McAllister, McIntyre, Michael, Miller of Pamlico, Robeson, Scott, Smith, Stikeleather, Sugg, Thomas, Vann, Ward Warren, Webb, Wood, Woodard—32.

The bill is ordered enrolled.

S. B. 1512, H. B. 1799, bill to authorize the Commissioners of Pender County to levy a special tax in Currituck County for the purpose of building a public road across Black River, upon third reading.

The bill passes third reading, ayes 32, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Calvert, Candler, Crisp, Dula, Glenn, Henderson, Leak, Lindsay, London, Long, Marshall, McAllister, Michael, Miller of Caldwell, Miller of Pamlico, Robeson, Smith, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—32.

Bill is ordered enrolled.

S. B. 1511, H. B. 2097, bill to incorporate the Aberdeen and Gibson Railroad Company, upon third reading.

The bill passes third reading, ayes 30, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Crisp, Dula, Foushee, Glenn, Henderson, Leak, Lindsay, London, Long, McAllister, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Smith, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood—30.

Bill is ordered enrolled.

S. B. 1501, H. B. 1848, bill to incorporate the town of Dover, in Craven County, upon third reading.

The bill passes third reading, ayes 29, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Calvert, Candler, Crisp, Dula, Glenn, Henderson, Leak, Lindsay, London, Marshall, McAllister, Michael, Miller of Caldwell, Miller of Pamlico, Scott, Smith, Stikeleather, Stringfield, Sugg, Travis, Vann, Ward, Warren, Wood—29.

Bill is ordered enrolled.

S. B. 1022, H. B. 2016, bill to extend the corporate limits of the town of Roanoke Rapids, upon third reading.

The bill passes third reading, ayes 27, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Broughton, Buchanan, Candler, Crisp, Dula, Glenn, Lindsay, London, Marshall, McAllister, McIntosh, McIntyre, Michael, Miller of Caldwell, Miller of Pamlico, Robeson, Scott, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Wood, Woodard—27.

Bill is ordered enrolled.

H. B. 2102, S. B. 1522, bill for the appointment of Justices of the Peace, upon second reading.

Mr. Travis moves that the bill be recommitted to the Committee.

The motion is lost.

Mr. Gudger moves to amend,

Amend by adding to Madison County:

No. 1—Barnett Fortner, 4 years; Geo. Bryan, Jr., 4 years; Joseph Smith, 4 years.

No. 7—Wiley Roberts, 4 years.

No. 14—W. R. Sames, 4 years; L. W. Peek, 4 years; S. S. Coats, 2 years.

No. 2—James Haynie, 2 years.

The amendment is adopted.

Mr. Vann moves to amend,

Amend by striking out name of E. A. Cuthrell, Justice of the Peace for Halifax County.

The amendment is lost.

Mr. Leak moves to amend,

Amendment to bill appointing Justices of the Peace for Union County:

For Buford Township, D. C. Montgomery and D. A. Outen.

For Sandy Ridge Township, J. S. Delaney.

The amendment is adopted.

Mr. Foushee moves to amend,

Amend by adding "For Transylvania County," the following names:

O. L. Erwin, W. H. Fuller, W. H. Puckworth, W. H. Aiken, S. L. Lance, John C. Peaner, Gordon Williams and Perry Shuford, for the respective townships in which they live, each to serve until the next general election and till their successors shall qualify.

The amendment is adopted.

Mr. Marshall moves to amend,

Amend by striking out names of Justices of Peace in Surry County.

The amendment is lost.

Mr. Warren moves to amend,

Amend by striking out that part of the bill that includes Craven County.

The amendment is adopted.

Mr. Vann moves to amend,

Amend by striking out amendment referred to Henderson County.

The amendment is adopted.

Mr. Vann moves to amend,

Amend by inserting "Yeopin Township" between the names of E. S. Norman and J. C. Byrd in the list of Justices of the Peace for Chowan County.

The amendment is adopted.

Mr. Buchanan moves to amend,

Amend by adding the name of S. V. Cook, Fork Mountain Township, Mitchell County.

The amendment is adopted.

Mr. Calvert moves to amend,

Amend by adding the name of F. S. Faison, in Oconneechee Township, and by changing the name of J. W. Brittain to C. W. Britton, in Roanoke Township, Northampton County.

The motion is adopted.

Mr. Miller of Caldwell moves to amend (by request),

Amend by adding the name of W. F. Craig, of Marion Township, McDowell County.

The amendment is adopted.

Mr. London moves to amend,

Amend by adding W. M. Lindsay and C. C. Hamlet, Rock Rest Township, Chatham County.

The amendment is adopted.

Mr. Michael moves to amend,

Amend by adding the names of J. P. Fry, Millard Hodges, for Watauga County.

The amendment is adopted.

Mr. Travis moves to amend,

Amend by adding name of E. A. Cuthrell, to Weldon Township, of Halifax County.

The amendment is adopted.

Mr. McIntosh moves to amend,

Amend list for Lincoln County by adding the name of M. M. Lutz and W. H. Hoover.

The amendment is adopted.

Mr. Lindsay moves to amend,

Amend by adding the name of T. E. Morphis, for Wentworth Township, in Rockingham County.

The amendment is adopted.

Upon motion of Mr. Brown, the Senate goes into committee of the whole for the consideration of the revenue bill.

At 12:45 the committee rises. reports progress and asks leave to sit again.

Upon motion of Mr. Gudger, the following bills are taken from the committee and placed on the Calendar:

H. B. 2161, S. B. 1547, bill authorizing the Commissioners of Buncombe County to fix salary of chairman of the board.

H. B. 2181, S. B. 1580, bill to amend chapter 43, Public Laws of 1893.

H. B. 2168, S. B. 1593, bill to amend chapter 354, Public Laws of 1889.

SPECIAL ORDER.

The President lays before the Senate the following bill, which is made a special order for this hour:

H. B. 1932, S. B. 1318, bill in relation to the sessions of the court for the trial of impeachment.

Pending further consideration of this bill, the Senate, at 2:30 o'clock goes into executive session.

At 2:35 o'clock the doors are opened and the Senate reconvenes.

Mr. London reports that the Senate, in executive session, has confirmed the following nominations:

DIRECTORS OF THE BOARD OF INTERNAL IMPROVEMENTS FOR A TERM OF TWO YEARS.

B. C. Beckwith, of Wake County.
B. W. Ballard, of Franklin County.

BOARD OF AGRICULTURE FROM THE FOLLOWING CONGRESSIONAL DISTRICTS AND FOR THE FOLLOWING TERMS:

First Congressional District—J. B. Coffield, of Martin County, for a term of six years.

Second Congressional District—E. L. Daughtridge, of Edgecombe County, for a term of two years.

Third Congressional District—William Dunn, of Craven County, for a term of four years.

Fourth Congressional District—C. N. Allen, of Wake County, for a term of six years.

Seventh Congressional District—James P. McRae, of Scotland County, for a term of six years.

Ninth Congressional District—William A. Graham, of Lincoln County, for a term of four years.

Tenth Congressional District—A. Cannon, of Henderson County, for a term of six years.

Upon motion of Mr. Morrison, the Senate takes a recess until 4 o'clock.

The Senate reconvenes at 4 o'clock.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Education:

By Mr. McIntyre, H. B. 1290, S. B. 1544, bill for the relief of W. E. Edwards, a public school teacher.

Placed on the Calendar.

H. B. 2154, S. B. 1540, bill to amend chapter 230, Laws of 1897.

Placed on the Calendar.

From the Committee on Railroads and Railroad Commission:

By Mr. Morton, H. B. 1411, S. B. 1529, bill to amend chapters 50 and 469, Laws of 1897, relating to the Moore County and Western Railroad Company, with a favorable recommendation.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

Message notifying the Senate that the House has refused to concur in Senate amendments to H. B. 242, S. B. 1425, bill to protect suffering land owners from depredating fowls, and has appointed Messrs. Watts, Shannonhouse and Hoey as a Conference Committee on the part of the House, to meet with a like committee on the part of the Senate, to the end that the matter of difference may be adjusted.

The President appoints Messrs. Webb and Stikeleather as a committee on the part of the Senate, to confer with a like committee on the part of the House.

H. B. 625, S. B. 73, bill to amend chapters 98 and 714, Laws of 1899, relative to the dispensary at Smithfield, upon concurrence in House amendment.

Upon motion of Mr. Smith, the Senate concurs, and the bill is ordered enrolled.

H. B. 1437, S. B. 690, bill to amend section 953 of The Code. Referred to Judiciary Committee.

H. B. 2119, S. B. 1366, bill to authorize the Commissioners of Richmond County to issue bonds.

Placed on the Calendar.

H. B. 1997, S. B. 1598, bill to amend the charter of the town of Aberdeen.

Placed on the Calendar.

H. B. 811, S. B. 1597, bill to amend chapter 17, Laws of 1899. Referred to Judiciary Committee.

H. B. 2036, S. B. 1596, bill to incorporate the town of Edwards, Beaufort County.

Placed on the Calendar.

H. B. 42, S. B. 1595, bill to prevent kidnapping and to secure to parents the custody of their children.

Placed on the Calendar.

H. B. 623, S. B. 1599, bill to discharge drunken Solicitors.

Placed on the Calendar.

H. B. 1119, S. B. 16, bill to amend section 3720 of The Code.

Placed on the Calendar.

H. R. 2201, S. R. 1601, resolution with reference to Pension Board.

Placed on the Calendar.

H. B. 1882, S. B. 981, bill to incorporate the Smithfield Fire Company, Smithfield, N. C.

Placed on the Calendar.

H. B. 1949, S. B. 1184, bill to encourage the establishment of libraries in the public schools of the rural districts, upon concurrence in House amendment.

Upon motion of Mr. Ward, the Senate concurs, and the bill is ordered enrolled.

H. B. 2137, S. B. 1603, bill supplemental to An act to provide additional Spring Terms of the Superior Court for Greene County, in the year 1901.

Placed on the Calendar.

H. B. 2204, S. B. 1604, bill supplemental to An act to amend section 2939 of The Code, passed by the General Assembly, and ratified on the 9th day of March, 1901.

Placed on the Calendar.

H. B. 2203, S. B. 1605, bill supplemental to An act to protect and promote the oyster industry of North Carolina.

Placed on the Calendar.

H. B. 1437, S. B. 690, bill to amend section 953 of The Code, upon concurrence in House amendment.

Upon motion of Mr. Ward, the amendment is concurred in, and the bill is ordered enrolled.

H. B. 2111, S. B. 1607, bill to regulate bathing in the Broad Herring Mill-pond, in Hunnicutt's Township, Sampson County. Referred to Committee on Propositions and Grievances.

H. B. 791, S. B. 1606, bill to amend section 3361, 2d volume of The Code. Referred to Judiciary Comittee.

H. B. 2295, S. B. 1608, bill to provide for the holding of elections in North Carolina.

Placed on the Calendar.

H. B. 2195, S. B. 1609, bill to prohibit the sale of liquor within three miles of Nebo Methodist Church, McDowell County.

Placed on the Calendar.

H. R. 2191, S. R. 1610, resolution of payment of House election contest expenses.

Placed on the Calendar.

H. B. 1348, S. B. 1611, bill for the relief of Thomas Woodall, of Johnston County.

Placed on the Calendar.

H. B. 2206, S. B. 1612, bill for the relief of R. B. Bobbitt, a public school teacher, of Anson County.

Placed on the Calendar.

H. B. 2199, S. B. 1613, bill supplemental to and amendatory of an act ratified March 11th, 1901, entitled An act to provide for the division of the State into Judicial Districts and for holding the Courts therein.

Placed on the Calendar.

H. B. 2202, S. B. 1614, bill to appoint additional Justices of the Jeace for Yadkin County.

Placed on the Calendar.

H. B. 1897, S. B. 1082, bill to regulate and control the

manufacture and sale of intoxicating liquors in Rowan County. Referred to Judiciary Committee.

Mr. Glenn moves that when we adjourn, we adjourn till 8 o'clock, to take up revenue bill.

The motion is adopted.

### INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. McNeill, S. B. 1602, bill to regulate the fees of the Standard-Keeper of Cumberland County.

The rules are suspended, and the bill is placed on its second reading.

Bill passes second and third readings, and is ordered sent House of Representatives without engrossment.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Mr. Miller of Pamlico moves to reconsider the vote by which

H. B. 2028, S. B. 1374, bill to repeal chapter 542, Laws of 1899, to permit timber to be floated on Broad Creek, passed its third reading.

Upon motion of Mr. Miller of Pamlico, the bill is referred to Committee on Propositions and Grievances.

H. B. 2178, S. B. 1553, bill to amend the charter of the Goldsboro Lumber Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1296, S. B. 1402, bill to create a school district for the white race in Leasburg Township, Caswell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1507, bill to regulate primary elections, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 1932, S. B. 1318, bill in relation to the sessions of the Court for the trial of impeachment, upon second reading.

Mr. Gudger moves that this bill be made a special order for 12 o'clock.

Motion adopted.

Mr. Henderson gives notice that he will file minority report on this bill.

H. B. 2085, S. B. 1348, bill to pay the witnesses attending the Court of Impeachment, upon concurrence in House amendment.

Mr. Henderson moves to concur.

Mr. Aycock calls for the ayes and noes on Mr. Henderson's motion.

Call sustained.

The motion is adopted, ayes 23, noes 18, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Gudger, Henderson, James, Justice, Long, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Scott, Speight, Stringfield, Travis, Vann, Ward, Warren, Wood, Woodard—23.

Those voting in the negative are: Messrs. Aycock, Bray, Broughton, Brown, Buchanan, Candler, Crisp, Dula, Foushee, Glenn, Lindsay, London, Marshall, McIntyre, Pinnix, Robeson, Stikeleather, Thomas—18.

The bill is ordered enrolled.

H. B. 1411, S. B. 1529, bill to amend chapters 50 and 459, Laws of 1897, relating to the Moore County and Western Railroad Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1063, S. B. 1579, bill to amend chapter 9, Public Laws of 1899, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 2171, S. R. 1585, joint resolution asking election of United States Senators by the people, upon second reading.

Bill passes second reading.

Mr. Woodard calls for the ayes and noes on its third reading.

Call sustained.

The bill passes third reading, ayes 23, noes 12, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Calvert, Candler, Dula, Foushee, Henderson, Leak, London, McIntosh, McIntyre, McNeill, Michael, Morrison, Robeson, Smith, Stikeleather, Warren, Wood—23.

Those voting in the negative are: Messrs. Buchanan, Crisp, Glenn, Long, McAllister, Miller of Caldwell, Morton, Pinnix, Speight, Thomas, Vann, Woodard—12.

The bill is ordered enrolled.

H. B. 2064, S. B. 1493, bill to amend chapter 283, Laws of 1895, in regard to working convicts on roads in Wilkes County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

SPECIAL ORDER.

The President lays before the Senate the following bill, which is made a special order for this hour:

H. B. 1932, S. B. 1318, bill in relation to the sessions of the court for the trial of impeachment, upon second reading.

Mr. Glenn calls the previous question.

Call sustained.

Mr. Woodard calls for the ayes and noes.

Call sustained.

The bill passes second reading, ayes 37, noes 11, as follows:

Those voting in the affirmative are: Messrs. Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Gudger, James, Justice, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Wood, Woodard—37.

Those voting in the negative are: Messrs. Alexander, Foushee, Glenn, Henderson, Leak, Lindsay, London, Long, Marshall, Morrison, Webb—11.

Bill passes third reading and is ordered enrolled.

S. B. 1301, bill to provide for the holding of town and city elections, and special elections in counties and townships, upon second reading.

Mr. James moves to amend,

That this act shall not apply to elections already called, nor to elections ordered to vote on bonds by any act of this session of the General Assembly.

The amendment is adopted.

Mr. McNeill moves to amend,

Amend by striking out the word "bi-ennially" in line three of section 21, and inserting in lieu thereof the word "annually," as regards the city of Fayetteville.

The amendment is adopted.

Mr. Webb moves to amend,

That this act shall not apply to Shelby.

The amendment is adopted.

Mr. James moves to amend,

That this act shall not apply to any town in Pitt County.

The amendment is adopted.

Mr Arrington moves to amend,

That this act shall not apply to the town of Rocky Mount.

The amendment is adopted.

Mr. McIntyre moves to amend,

That this act shall not apply to any town in Robeson County.

The amendment is adopted.

Mr. Wood moves to amend,

That this act shall not apply to any towns in Randolph County.

The amendment is adopted.

Mr. Speight moves to amend,

That this act shall not apply to any town in Edgecombe County.

The amendment is adopted.

Mr. Marshall moves to amend,

That this act shall not apply to Stokes and Surry Counties.

The amendment is adopted.

Mr. Miller of Caldwell moves to amend,

That this act shall not apply to the town of Lenoir, in Caldwell County.

The amendment is adopted.

Mr. Woodard moves to amend,

That this act shall not apply to any town in the county of Wilson.

The amendment is adopted.

Mr. Thomas moves to amend,

Provided this act shall not apply to any town in Davidson County.

The amendment is adopted.

The substitute, as amended, passes second reading.

Upon motion of Mr. Gudger, the Senate takes a recess until 8 o'clock p. m.

NIGHT SESSION.

The Senate reconvenes at 8 o'clock.

Upon motion of Mr. Aycock, the Senate goes into Committee of the Whole for the consideration of the revenue bill.

The committee rises at 11.50 o'clock, Mr. Glenn reports progress, and asks leave to sit again.

Mr. McIntyre moves that the Senate go into Executive Session.

The motion is adopted.

At 12 o'clock the doors are opened, and the Senate reconvenes.

Mr. James reports that the Senate, in Executive Session, has confirmed the following nominations:

DIRECTORS OF THE STATE HOSPITAL AT RALEIGH, N. C., FOR A TERM OF SIX YEARS.

W. H. Nicholson, of Franklin County.

Edward Smith, of Harnett County.

L. J. Picot, of Warren County.

And—

S. O. Middleton, of Duplin County, to fill out the unexpired term of R. H. Speight.

DIRECTORS OF THE SCHOOL FOR DEAF AND DUMB AND BLIND, AT RALEIGH, N. C., FOR A TERM OF SIX YEARS:

B. S. Franklin, of Wake County.

James A. Briggs, of Wake County.

DIRECTORS OF THE STATE HOSPITAL AT GOLDSBORO, N. C., FOR A TERM OF SIX YEARS, BEGINNING APRIL 1, 1901:

A. F. Johnson, of Sampson County.

W. L. Hill, of Duplin County.

James W. Thompson, of Wayne County.

The following named persons for the following terms, viz:

H. E. Dillon, of Lenoir County, to fill out the unexpired term of Shade I. Wooten, resigned.

D. E. McKinne, of Johnston County, to fill out the unexpired term of Albert Anderson, resigned.

MESSAGE FROM THE GOVERNOR.

A message is received from his Excellency the Governor, Charles B. Aycock, in relation to certain funds derived from sale of swamp lands. Referred to Committee on Education.

Upon motion of Mr. McIntyre, the Senate adjourns until to-morrow at 9.30 o'clock.

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## FIFTY-FIFTH DAY.

SENATE CHAMBER, March 13, 1901.

The Senate meets pursuant to adjournment.

Prayer by Mr. Broughton, of the Senate.

Upon motion of Mr. Arrington, the reading of the Journal is dispensed with, and the same stands approved.

Upon motion of Mr. Arrington,

H. B. 1861, S. B. 1532, bill to amend chapter 542, Laws of 1899, in regard to driving cattle along the public roads in certain parts of the State, is taken from the Calendar and referred to the Committee on Agriculture.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

From the Committee on Propositions and Grievances:

By Mr. Brown, H. B. 1921, S. B. 1530, bill forbidding hunting on lands of another in Roxabel Township, Bertie

County, without the consent of the owner, with a favorable recommendation.

H. B. 1302, S. B. 1567, bill to protect bottlers of milk, beer and mineral water, with a favorable recommendation.

H. B. 1771, S. B. 1587, bill to establish a stock law in a certain portion of McDowell County, with a favorable recommendation.

From the Committee on Banks and Currency:

By Mr. Smith, H. R. 1952, S. R. 1576, resolution in favor of Mutual Savings and Deposit Company of Raleigh, with a favorable recommendation.

H. B. 1841, S. B. 1548, bill to incorporate the Citizens Banking and Trust Company, with a favorable recommendation.

From the Judiciary Committee:

By Mr. Justice, S. B. 1506, bill to amend chapter 272, Public Laws of 1893, with a favorable recommendation.

From the Committee on Fish and Fisheries:

By Mr. Ward, H. B. 1542, S. B. 1335, bill to protect the passage of fish, with a favorable recommendation.

Upon motion of Mr. Broughton,

H. B. 772, S. B. 1577, bill to allow persons whose land has been sold for taxes and bought in by the State, to redeem the same, is taken from the Judiciary Committee and placed on the Calendar.

## MESSAGES FROM HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 2210, S. B. 1617, bill to incorporate the J. M. Ray Camp, United Confederate Veterans.

Placed on the Calendar.

H. B. 2209, S. B. 1618, bill to allow non-residents to

qualify as administrators and remove funds, in Bertie County.

Placed on the Calendar.

H. B. 2102, S. B. 1522, bill for the appointment of Justices of the Peace.

Upon this bill the House fails to concur in Senate amendments and asks that a conference committee be appointed on the part of the Senate.

The President appoints Messrs. Travis and Warren.

H. B. 2200, S. B. 1623, bill to provide for the appointment of two additional members of the Dispensary Board of Cumberland County.

Placed on the Calendar.

H. B. 2025, S. B. 1624, bill to provide forms for Agricultural Liens.

Placed on the Calendar.

H. B. 2211, S. B. 1625, bill for the better government of the North Carolina Institution for the Education of the Deaf, Dumb and the Blind.

Placed on the Calendar.

H. R. 2208, S. R. 1626, resolution to pay W. C. Cooper $20.00 extra.

Placed on the Calendar.

H. B. 2103, S. B. 1630, bill to pay Mrs. J. H. Withers a certain school claim.

The bill is placed on its several readings.

Bill passes second and third readings, and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Travis, S. B. 1615, bill to provide for sale of certain tract of land belonging to the State's Prison.

Placed on the Calendar.

By Mr. Morrison, S. B. 1619, bill supplemental to an act entitled An act to incorprate the Farmers Bank of Rockingham.

Upon motion of Mr. Morrison, the bill is placed on its several readings.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

By Mr. McIntosh, S. B. 1616, bill to protect owners of boilers and engines.

Placed on the Calendar.

By Mr. Travis, S. B. 1620, bill to provide for the payment of managers on the part of the House of Representatives during the impeachment trial.

Placed on the Calendar.

By Mr. Warren, S. B. 1621, bill supplemental to an act to regulate the State printing, ratified February 27, 1901.

Placed on the Calendar.

By Mr. Smith, S. B. 1622, bill to prohibit the manufacture and sale of liquor in certain localities in Johnston County.

Placed on the Calendar.

## THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 840 S. B. 1571, bill to repeal chapter 491, Laws of 1893, and to amend chapter 106, Laws of 1885, relating to stock law in Edgecombe County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 789, S. B. 1400, bill to amend section 2015 of The Code, relating to the time of meeting of the supervisors of the public roads, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1921, S. B. 1530, bill forbidding hunting on lands of another in Roxobel Township, Bertie County, without consent of the owner, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1755, S. B. 1448, bill to require the Board of Directors of the State's Prison of North Carolina, and the Board of Directors for the Insane to construct and extend sewerage, upon third reading.

Bill passes third reading, and is ordered enrolled.

H. B. 1928, S. B. 1563, bill to incorporate the North Carolina Poultry Association, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Speight,

H. B. 1386, S. B. 1549, bill to secure costs in Courts of Justices of the Peace, is taken from the Committee on Judiciary and placed on the Calendar.

H. B. 2151, S. B. 1509, bill to provide for a more efficient system of supervision of the public schools of the State, upon second reading.

Bill passes second reading.

Mr. Aycock moves to postpone further consideration of the bill until to-morrow.

The motion is lost.

Bill passes third reading, and is ordered enrolled.

Mr. London asks leave to withdraw

S. B. 1276, bill relative to attorneys-at-law.

Permission is granted, and the bill is withdrawn.

H. B. 2204, S. B. 1604, bill supplemental to an act to amend section 2939 of The Code, passed by the General Assembly and ratified the 9th day of March, 1901, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 138, S. B. 1524, bill to protect owners of lumber trees, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2075, S. B. 1560, bill to pay Mrs. Eveline E. Briggs for rent of arsenal, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1861, S. B. 1525, bill to amend chapter 542, Laws of 1899, in regard to driving cattle along the public roads in certain parts of the State, upon second reading.

Upon motion of Mr. Alexander, the bill is referred to Committee on Agriculture.

H. B. 996, S. B. 1575, bill for the relief of William H. Newman, an ex-Confederate soldier, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1841, S. B. 1548, bill to incorporate the Citizens Banking and Trust Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2205, S. B. 1608, bill to provide for holding elections in North Carolina, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2040, S. B. 1546, bill to amend section 3304 of The Code, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Aycock, the Senate goes into Committee of the Whole for further consideration of Revenue bill.

At 2 o'clock the Committee rises and Mr. Glenn, for the Committee, reports progress, and asks leave to sit again.

H. B. 1845, S. B. 1591, bill relating to warehousemen,

authorizing them to give bond and issue warehouse receipts, secured thereby, etc., upon second reading.

Bill passes second and third readings, and is ordered enenrolled.

S. B. 1621, bill supplemental to an act to regulate the State printing, ratified February 27, 1901, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 1715, S. B. 1440, bill for the relief of Lucy J. Ingram, school teacher in Randolph County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2031, S. B. 1541, bill to amend charter of Enterprise Lumber Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2161, S. B. 1547, bill authorizing the Commissioners of Buncombe County to fix salary of Chairman of the Board, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2166, S. B. 1578, bill supplemental to an act entitled An act to prohibit the manufacture of spirituous and malt liquors, and to prohibit the sale of all intoxicating liquors in Cumberland County, ratified March 9, 1901, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 1372, S. R. 1500, resolution to pay Cyrus Thompson, ex-Secretary of State, $374.94, amount expended by him for extra clerical assistance, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2199, S. B. 1613, bill supplemental to and amendatory of an act ratified March 11, 1901, entitled An act to

provide for the division of the State into Judicial Districts and for holding the Courts therein, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2211, S. B. 1625, bill for the better government of the North Carolina Institution for the Deaf, Dumb and the Blind, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1469, bill to enlarge the corporate limits of the town of Mt. Airy, Surry County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 42, S. B. 1595, bill to prevent kidnapping and to secure to parents the custody of their children, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1615, bill to provide for sale of certain tract of land belonging to the State's Prison, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 2195, S. B. 1609, bill to prohibit the sale of liquors within three miles of Nebo Methodist Church, McDowell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1348, S. B. 1611, bill for the relief of Thomas Woodell, of Johnston County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2206, S. B. 1612, bill for the relief of D. B. Bobbitt, a public school teacher of Anson County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2137, S. B. 1603, bill supplemental to an act to provide additional Spring Term of Superior Court for Greene County in the year 1901, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1817, S. B. 1569, bill to incorporate the West Asheville Cemetery Association, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2200, S. B. 1623, bill to provide for the appointment of two additional members of the Dispensary Board of Cumberland County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 772, S. B. 1577, bill to allow persons whose land has been sold for taxes and bought in by the State to redeem the same, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1774, S. B. 1543, bill to restore the old boundary line between Ashe and Wilkes counties, upon second reading.

Mr. Crisp moves that the bill be laid on the table.

The motion is lost.

Mr. Michael moves to refer to Committee on Counties, Cities and Towns.

The motion is lost.

Upon motion of Mr. London, the vote by which Mr. Michael's motion was lost, is reconsidered, and the bill is referred to Committee on Counties, Cities and Towns.

S. B. 1506, bill to amend chapter 272, Public Laws of 1893, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 1302, S. B. 1567, bill to protect bottlers of milk, beer and mineral water, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2045, S. B. 1535, bill supplemental to an act prohibiting the manufacture and sale of spirituous liquors in Pender County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1106, S. B. 1572, bill to encourage the building of pulp mills, paper mills and tanneries in the counties of Haywood and Swain, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1520, S. B. 1419, bill authorizing the Secretary of State to issue grants to Jas. M. Davis, of Cherokee County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1882, S. B. 981, bill to incorporate the Smithfield Fire Company, Smithfield, N. C., upon concurrence in House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 1521, S. B. 1426, bill authorizing the Secretary of State to issue a grant to Clem Davis, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1522, S. B. 1423, bill to authorize the Secretary of State to issue a grant to J. A. Davis, of Cherokee County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1349, S. B. 1208, bill for the relief of M. H. P. Clarke, the owner of a lost State bond, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1616, bill to protect owners of boilers and engines, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 2203, S. B. 1605, bill supplemental to an act to protect and promote the oyster industry of North Carolina, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. London, the Senate goes into Executive Session.

At 2.40 o'clock the doors are opened and the Senate reconvenes.

Mr. London announces that the Senate, in Executive Session has confirmed nominations by the Governor as follows:

DIRECTORS OF THE NORTH CAROLINA STATE NORMAL AND INDUSTRIAL COLLEGE.

A. J. Connor, of Northampton County, for a term of six years, beginning March 1, 1902.

B. F. Aycock, of Wayne County, for a term of six years, beginning March 1, 1902.

R. T. Gray, of Wake County, for a term beginning with his confirmation and ending March 1, 1902.

C. H. Mebane, of Catawba County, for a term of four years, beginning from the date of his confirmation.

R. T. Gray, of Wake County, for a term of six years, beginning March 1, 1902.

Upon motion of Mr. Morrison, the Senate takes a recess until 4 o'clock p. m.

AFTERNOON SESSION.

The Senate reconvenes at 4 o'cloock.

REPORTS OF COMMITTEES.

Reports of standing committees are submitted as follows:

Mr. Arrington, from the Committee on Rules, makes the following report:

"That during the remainder of the session no Senator shall speak longer than five minutes on any question pending before the Senate, and no Senator shall give his time to another, and shall not consume more than one minute in explaining his vote."

The report is adopted.

From the Judiciary Committee:

S. B. 1458, bill to amend chapter 380, Public Laws of 1899, with a favorable recommendation.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

Mr. Lindsay, from the special committee appointed to investigate the Institution for the Deaf and Dumb and Blind, makes the following report:

REPORT OF SPECIAL COMMITTEE TO INVESTIGATE DEAF, DUMB AND BLIND INSTITUTION.

*To the Senate and House of Representatives:*

We, the undersigned members of the special committee appointed under joint resolution No. 456, to make an investigation of the Institution for the Deaf, Dumb and Blind, beg to submit the following report:

"Charges filed with the committee by Mr. W. A. White, an instructor of music in said Institution (copy of which accompanies this report, were carefully examined and witnesses were before us and testimony taken is herewith submitted.

"We find that these charges are not frivolous, nor were they made in a spirit of malice, nor do we believe with any other end in view than the welfare and best interests of the unfortunate blind children of the State. These charges were not in every particular sustained, but sufficiently so to free the same as a whole from any adverse criticism, and to fully justify the action taken, and we feel like complimenting Mr. White for having the courage to do what he has, purely, as your committee believes, for the welfare of the unfortunate classes for whom the Institution is maintained, and furthermore, evidence has brought out the fact that Mr. White is entirely competent and worthy to fill the position he occupies in this Institution.

"The fact was brought out by the evidence that funds appropriated by the General Assembly for the specific purpose of maintenance, has been used by the Superintendent, under the direction of the Board of Directors, for permanent improvements and repairs, not warranted by the powers conferred upon them, as your committee believes against the best interests of the Institution; the school term having been shortened and pupils in the Institution being deprived of the benefits intended to be given them by the General Assembly. That the amounts so directed were comparatively small and the improvements greatly needed does not, to our minds, warrant the misdirection of the funds. We insist that money appropriated for maintenance should be used for that purpose only, and the Directors should under no circumstances contract any debts for permanent improvements not specifically provided for by legislative appropriation.

"We find further, that some of the statements made in the Principal's annual statement to the Governor and the General Assembly are, to say the least, misleading.

"So far as your committee was able to investigate, in the limited time that could be given to this matter, the class work and the care of these unfortunate children is all that could

be expected, and we take pleasure in commending the same. There is room in the building for a great many more of the blind children of the State, and the care and instruction given those already there should be extended to those growing up blind in intellect as well as in body. As to how many of them can be cared for here depends upon the amount appropriated by the General Assembly and the proper use of the funds so appropriated.

"Respectfully submitted,

"WM. LINDSAY,
*On the Part of the Senate.*

"ROBERT N. PAGE,
"R. H. ZACHARY,
"C. J. CARSON,
*On the Part of the House.*"

SUPPLEMENTAL REPORT.

*To the Senate and House of Representatives:*

The report of the Special Committee to investigate the Deaf, Dumb and Blind Institution in the city of Raleigh, which was submitted by your committee to the Senate and House of Representatives on March 9th, having been referred back to the same committee for a more detailed statement showing wherein the appropriations for maintenance had been misapplied, and also wherein the biennial report is misleading, as alleged in former report, now, therefore, after further testimony and investigation, we submit the following additional report:

MONEYS MISAPPLIED.

"By reference to the biennial report, page 16, second paragraph, the President says: 'It will be seen that there has been expended in permanent improvements the sum of

$3,660.53 in excess of the appropriation for improvements. This sum has been paid, and paid out of the maintenance fund,' which paragraph, taken in full, clearly indicates to the minds of your committee that this is the whole amount paid out of such fund for other purpooses than maintenance; but on page 15 of the same report we find this language: 'There has been expended under this contract (boring wells) the sum of $1,209.24, which has been advanced out of the maintenance fund.' The Steward's report, pages 43, 44, shows that the latter amount is not included in the former, as would appear in paragraph 2, page 16, but that both amounts, or $4,869.92, was so misapplied.

"We find further in substantiation of the charges that there was expended out of the same maintenance fund, as follows:

| | |
|---|---|
| Tile flooring | $107.59 |
| Carriage | 200.00 |
| Mantels | 161.00 |
| Livery for driver | 14.00 |
| Paving | 137.00 |
| Total | $619.59 |

PRINCIPAL'S REPORT MISLEADING.

"Principal's report, page 28, paragraph 4, would clearly indicate to any one, your committee takes it, that the purpose is to impress upon the Legislature the importance of providing means to equip gymnasium, when, by investigation, we find that the same has already been equipped at a cost of about $375.00, but no book account of this transaction could be found, and the Steward states that he knows nothing about it. Further in this connection we find, page 34, paragraph 3, Musical Director's report, the following: 'Excellent provision is now made for the physical training of our pupils.'

"Again, Principal's report, page 22, paragraph 3, shows a profit on garden account for the year 1899 of $258.00, but makes no comment on the year 1900, whereas the *Steward's books for 1900* shows profit only $153.87, and no profit for the year 1900.

"Again, on page 29 of Principal's report a recapitulation of the needs of the Institution for 1901-'2 is shown, aggregating $31,905.58, and appropriation requested based upon these figures. Yet the Principal states to your committee, upon re-investigation, that $137.00 (referred to above) has been paid on the item of 'paving and macadamizing,' and that fully $2,000 had been paid on the item 'wells and water supply.' ($1,209.34 of this amount, however, is the same referred to above in the President's report.) The Steward's books show only $1,209.34 of the $2,000 above referred to; $1,209.34 also being shown in the President's report.

LIBRARY.

"On page 29, Principal's report, the statement is made, 'We have no library,' whereas your committee find that from evidence and personal investigation that there is a library, both for the deaf and dumb and for the blind. Also, among the list of officers we find the name of Evan McKnight as Librarian. In other words, there is a moderately well-equipped library in raised letters at the Blind Institution; and, according to Principal's evidence, there is a library for the seeing at the department for the colored deaf and dumb.

"By tabulated sheet submitted by the Principal to your committee, which is appended to the testimony, showing average attendance and annual cost per capita, we find the following:

"1898—Average attendance 275, annual cost per capita $145.45. Deficit incurred $15,000.

"1900—Average attendance 260, annual cost per capita $291.92. Deficit reduced to $11,000.

"From the above your committee takes it that the annual cost per capita, 1898, for one year, or ten months' school, was $145.45. For 1900, for ten months' school term, per student, was $201.92.

"But for the year 1900, instead of the session of ten months' school term, we find the session was cut short six weeks for lack of funds, as per testimony of Principal, and as per charges preferred.

"By calculation we have the following:

| | |
|---|---|
| "1898—Appropriation for two years.... | $80,000.00 |
| Deficit incurred ..... | 15,000.00 |
| Total for two years..... | 95,000.00 |
| Amount appropriation for one year | 47,500.00 |
| Average cost per student for ten months' school ..... instead of $145.45, as shown by sheet referred to. | 172.72 |
| "1900—Appropriation for two years..... | $105,000.00 |
| Less amount paid on deficit..... | 4,000.00 |
| Total funds for two years..... | 101,000.00 |
| Total for one year ..... | 50,500.00 |

"Average attendance 260. Annual cost per capita for 8½ months' school, $194.23, or for ten months per capita would be $228.50 instead of $201.92 as shown by sheet refered to.

"It was stated by the Principal that ten months constituted a school year, and all the teacher's contracts were made and paid for accordingly.

ORGAN.

"The sale of the organ referred to in charges appears to your committee injudicious, in that organ was worth (after torn down) $500 to $600 (page 37, testimony of John A.

Simpson, Musical Director), was exchanged to Baptist Tabernacle for a cabinet organ worth in cash $165.40, as appears from testimony of Henry Miller, agent for Ludden & Bates (from whom the organ was purchased by the Tabernacle), and $50.00 on account, which has not yet been paid. (Miller's testimony herewith submitted.) The principal stated that all matters pertaining to the musical department were referred to the Musical Director, but in this instance it does not appear that he was consulted as to the value of either of the organs mentioned in the above exchange.

"Objection having been made to our report as touching Mr. W. A. White, we will state our object was simply a matter of justice, and we were prompted by what appears in the testimony, viz., pages 11 and 12 of testimony of C. J. Parker; pages 31 to 35 of testimony of John A. Simpson; page 4 testimony of W. A. White; page 54 testimony of John E. Ray.

"We find in corroboration of one of the charges preferred that over $200 was paid for a point writing machine about two years ago and said machine placed under the porch of the building and has never been used.

"We reiterate the statement that the class and department work is thorough and complete, and after a visit and careful inspection of every department we take pleasure in commending the work of the matrons and teachers in charge of the several departments of this noble State charity.

"We respectfully submit this supplement to our former report, which is hereto attached.

"Wm. Lindsay,
"John E. Woodard,
*On the Part of the Senate.*

"Robert N. Page,
"R. H. Zachary,
*On the Part of the House.*"

Mr. Morrison moves that the report and testimony be received by the Senate and transmitted to the Governor without message, and upon this motion he calls the previous question.

The call is sustained.

The motion is adopted.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 2213, S. B.1627, bill authorizing the Governor of the State to fill vacancies in the Board of Directors of the charitable or penal institutions of the State, occurring when the Senate is not in session.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2214, S. B. 1628, bill to provide regulations for commutations to convicts as a reward for good conduct.

Placed on the Calendar.

H. B. 1819, S. B. 1629, bill to incorporate Institute Campus, in Onslow County.

Placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 1952, S. R. 1576, resolution in favor of Mutual Savings and Deposit Company of Raleigh, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2209, S. B. 1618, bill to allow non-residents to qualify as administrators and remove funds in Bertie County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2210, S. B. 1617, bill to incorporate the J. M. Ray Camp United Confederate Veterans, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2075, S. B. 1560, bill to pay Mrs. Evelina E. Briggs for rent of arsenal, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1841, S. B. 1548, bill to incorporate the Citizens Banking and Trust Company, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 707, S. B. 1573, bill to restore sections 8 and 9 of chapter 299, Laws of 1893, relating to insurance, upon second reading.

Bill passes second and third readings and is ordered enrolled.

H. B. 1112, S. B. 1545, bill to amend chapter 54, Public Laws of 1899, an act relating to Fidelity and other companies, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1997, S. B. 1598, bill to amend the charter of the town of Aberdeen, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1620, bill to provide for payment of managers on the part of the House of Representatives during the impeachment trial, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H B. 1542, S. B. 1335, bill to protect the passage of fish, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2165, S. B. 1539, bill to provide for the removal of the State Arsenal and the storage of public records, upon second reading.

Mr. Henderson offers a substitute.

Mr. Aycock moves to amend substitute:

"*Provided*, That the said building shall be built from any extra funds that may accrue in the hands of the Penitentiary Board."

The amendment is lost.

Mr. Brown calls for the ayes and noes on the substitute.

Call sustained.

Substitute is lost, ayes 13, noes 32, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Burroughs, Currie, Foushee, Glenn, Henderson, James, Long, Morton, Speight, Vann, Warren—13.

Those voting in the negative are: Messrs. Arrington, Aycock, Bray, Brown, Buchanan, Candler, Crisp, Dula, Gudger, Leak, Lindsay, London, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Robeson, Scott, Smith, Stikeleather, Sugg, Thomas, Travis, Ward, Webb, Wood, Woodard—32.

The bill fails to pass second reading.

Mr. Gudger moves to reconsider the election law.

Mr. Brown moves to table Mr. Gudger's motion.

Mr. Gudger calls for the ayes and noes. Call sustained.

The motion to table the motion to reconsider is lost, ayes 12, noes 35, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Brown, Justice, Leak, Morrison, Smith, Travis, Vann, Ward, Warren—12.

Those voting in the negative are: Messrs. Bray, Broughton, Buchanan, Burroughs, Candler, Crisp, Currie, Dula,

Foushee, Glenn, Gudger, Henderson, James, Lindsay, London, Long, Marshall, McAllister, McIntyre, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morton, Pinnix, Robeson, Scott, Speight, Stikeleather, Stringfield, Sugg, Thomas, Webb, Wood, Woodard—35.

The motion to reconsider is adopted.

Mr. London calls for the ayes and noes on the passage of the bill on third reading. Call sustained.

The bill passes third reading, ayes 37, noes 11, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Burroughs, Currie, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Morton, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—37.

Those voting in the negative are: Messrs. Buchanan, Candler, Crisp, Dula, Marshall, McIntosh, Michael, Miller of Caldwell, Pinnix, Robeson, Stikeleather—11.

S. B. 1301, bill to provide for the holding of town and city elections and special elections in counties and townships, upon third reading.

Mr. Webb moves to amend,

This act shall not apply to Gaston County.

The amendment is adopted.

Mr. Buchanan moves to amend,

This act shall not apply to Mitchell County.

The amendment is adopted.

Mr. Aycock moves to amend,

This act shall not apply to Wayne.

The amendment is adopted.

Mr. McAllister moves to amend,

This act shall not apply to Cabarrus.

The amendment is adopted.

Mr. Burroughs moves to amend,

This act shall not apply to Vance County.

The amendment is adopted.

Mr. Brown moves to amend,

That this act shall not apply to towns in Columbes County.

The amendment is adopted.

Mr. Arrington moves to amend,

This act shall not apply to any town in the county of Nash.

The amendment is adopted.

The bill, as amended, passes third reading, and is ordered sent to the House of Representatives without engrossment.

H. B. 1861, S. B. 1525, bill to amend chapter 542, Laws of 1899, in regard to driving cattle along the public roads in certain parts of the State, upon second reading.

Bill passes second reading.

Upon motion of Mr. Gudger, the bill is laid on the table.

S. B. 1622, bill to prohibit the manufacture and sale of liquors in certain localities in Johnston County, upon second reading.

Bill passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

H. B. 1774, S. B. 1543, bill to restore the old boundary line between Ashe and Wilkes counties, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1113, S. B. 1550, bill to regulate insurance of public buildings and other State property in North Carolina, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1867, S. B. 1495, bill to create a school district in certain territory in Moore and Chatham counties, upon second reading.

Bill is referred to Committee on Education.

H. B. 2025, S. B. 1624, bill to provide forms for agricultural liens, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2214, S. B. 1628, bill to provide regulations for commutations to convicts as a reward for good conduct, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1867, S. B. 1495, bill to create a school district in certain territory in Moore and Chatham counties, upon second reading.

Upon motion of Mr. London, the bill is tabled.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 574, H. B. 1428, An act to cure certain defects in issuing and certifying copies of grants for land from the office of the Secretary of State.

S. B. 579, H. B. 1430, An act for the relief of the estate of A. F. Bizzell, deceased.

S. B. 835, H. B. 1206, An act to amend, revise and consolidate the statutes that constitute the charter of the city of Asheville.

S. B. 1461, H. B. 2140, An act relating to the road law for Charlotte Township.

S. B. 1093, H. B. 1898, An act to incorporate the Durham and Raleigh Electric Railway Company.

S. B. 735, H. B. 703, An act to correct Land Grant No. 3331 in book 119, on page 102.

S. B. 776, H. B. 1600, An act to regulate the manufacture and sale of spirituous, vinous and malt liquors in Clayton Township, Johnston County.

S. B. 1501, H. B. 1848, An act to incorporate the town of Dover, in the county of Craven.

S. B. 1499, H. B. 2063, An act to levy a special tax in Wilkes County to repair the court-house of said county.

S. B. 1566, H. B. 2190, An act supplemental to An act to amend chapter 301 of the Public Laws of 1889, and chapter 10 of the Public Laws of 1891, and chapter 164 of the Public Laws of 1893, and chapter 175 of the Private Laws of 1895, ratified by the General Assembly of North Carolina, at its session of 1901.

S. B. 1554, H. B. 2177, An act supplemental to An act to amend and consolidate the Union County dispensary law.

S. B. 1564, H. B. 2167, An act to amend the charter of the city of Charlotte, and to establish a recorder's court in said city.

S. B. 1464, H. B. 2146, An act in favor of John R. Congleton, an aged ex-Confederate soldier.

S. B. 1430, H. B. 2032, An act to levy a special tax in the town of Tarboro, Edgecombe County.

S. B. 1432, H. B. 1703, An act to incorporate the Wayne and Sampson Railroad Company.

S. B. 1387, H. B. 1532, An act to incorporate the Unity Cemetery Association of the town of Rocky Mount, N. C.

S. B. 685, H. B. 1639, An act to amend section 1 of chapter 359, of Laws of 1885.

S. B. 278, H. B. 859, An act to amend section 258 of The Code, relative to the verification of pleadings by a corporation.

S. B. 648, H. B. 670, An act to provide for the auditing and recording of the final returns of Commissioners to sell real or personal property.

S. B. 1531, H. B. 2041, An act to amend chapter 411 of the Public Laws of 1899, by correcting an error therein and extending the time for organization thereunder.

S. B. 1479, H. B. 2130, An act concerning certain funds in the hands of the Treasurer of the town of Louisburg.

S. B. 1187, H. B. 1889, An act to incorporate the Board of Trade of the city of Asheville.

S. B. 274, H. B. 857, An act to amend section 1781 of The Code.

S. B. 1185, H. B. 1890, An act to allow Owens Township, in Rutherford County, to elect a Magistrate and Constable.

S. B. 1274, H. B. 1979, An act to prohibit the jumping on and off moving trains at Haw River, N. C.

S. B. 1556, H. B. 2188, An act to amend section 3732 of The Code.

S. B. 612, H. B. 1363, An act to appoint public official hay and grain inspector for the county of Wilson.

S. B. 911, H. B. 1888, An act to incorporate the Raleigh and Virginia Railway Company.

S. B. 1553, H. B. 2178, An act to amend the charter of the Goldsboro Lumber Company.

S. B. 1512, H. B. 1799, An act to authorize the Commissioners of Pender County to levy a special tax in Currituck Township, for the purpose of building a public roads across Black River Swamp.

S. B. 1504, H. B. 2157, An act supplemental to An act to incorporate the Bank of Randleman, which was ratified January 30, 1901.

S. B. 1514, H. B. 2173, An act to allow S. W. Davis to practice law.

S. B. 1508, H. B. 2172, An act to authorize the city of Monroe to sell certain property.

S. B. 1435, H. B. 796, An act to incorporate the town of Staley.

S. B. 1352, H. B. 2118, An act to authorize the Aldermen of the city of Goldsboro to issue bonds.

S. B. 1402, H. B. 1296, An act to establish a school district for the white race in Leasburg Township, Caswell County.

S. B. 944, H. B. 2189, An act to amend chapter 323 of the Public Laws of 1897, being the charter of the Tar River and Carolina Railroad Company.

S. B. 276, H. B. 858, An act to amend section 208 of The Code.

S. B. 1551, H. B. 1544, An act to amend the charter of the Charlotte Electric Railway, Light and Power Company.

S. B. 1536, H. B. 2162, An act to amend chapter 301 of the Public Laws of 1889, and chapter 10 of the Public Laws of 1891, and chapter 164 of the Public Laws of 1893, and chapter 175 of the Private Laws of 1895.

S. B. 917, H. B. 1744, An act in relation to neglected or abandoned children, amending chapter 3, section 11, of The Code of North Carolina.

S. B. 548, H. B. 1159, An act to amend chapter 1, Public Laws of 1899.

S. B. 191, H. B. 572, An act to amend chapter 492 of the Public Laws of 1899.

S. B. 1022, H. B. 2016, An act to extend the corporate limits of the town of Roanoke Rapids.

S. B. 1513, H. B. 1486, An act to amend chapter 108 of the Private Laws 1887, the same being entitled An act to incorporate the town of Victoria, in the county of Buncombe.

S. B. 1346, H. B. 2144, An act to repeal the charter of the Southport, Wilmington and Western Railroad Company.

S. B. 868, H. B. 1871, An act to repeal chapter 520 of the Laws of 1891, and to re-enact and amend section 1967 of The Code.

S. B. 1358, H. B. 2095, An act to prevent the manufacture and sale of spirituous liquors within five miles of Round Hill Academy, and for other purposes.

S. B. 966, H. B. 2001, An act to promote the ends of justice by allowing County Commissioners the authority to have an additional number of jurors summoned to any term or terms of Court.

S. R. 1304, H. R. 2006, resolution to pay R. H. Smith, Jr., thirteen dollars and fifty one-hundredth dollars for typewriting.

S. B. 1431, H. B. 2024, An act to regulate stock law in Johnston County.

S. B. 1224, H. B. 2094, An act to establish a dispensary at Kenly, N. C.

S. B. 1434, H. B. 1519, An act to amend chapter 82, Private Laws 1899.

S. B. 87, H. B. 899, An act regulating settlement of partnership by surviving partner.

S. B. 606, H. B. 1275, An act to amend section 8 of chapter 235, of the Public Laws of the year 1899, relating to the registration of deeds.

S. B. 1503, H. B. 1449, An act to prevent live stock running at large in a certain portion of Duplin County.

S. R. 953, H. R. 1749, resolution to pay expenses in contested election case of Kennedy v. Currie.

S. B. 433, H. B. 2003, An act extending the charter of the Atlantic and Western Railway Company.

S. B. 49, H. B. 627, An act relative to the law of libel.

S. B. 955, H. B. 1944, An act to establish a dispensary at Lucama, N. C.

S. B. 1348, H. B. 2085, An act to pay the witnesses attending the Court of Impeachment.

S. B. 1256, H. B. 2010, An act to incorporate the Asheville Savings Institution, of Asheville, N. C.

S. B. 1366, H. B. 2119, An act authorizing the Commissioners of Richmond County to issue bonds.

S. B. 1110, H. B. 1948, An act to amend the charter of the city of Goldsboro, and to revise and consolidate all laws in relation to said city.

S. B. 569, H. B. 1162, An act to provide for the State banking system of North Carolina.

S. B. 1150, H. B. 1941, An act to amend the stock law in Johnston County.

S. B. 975, H. B. 1879, An act to amend chapter six hundred and sixty-five, Laws of 1899, relating to the use of meridian monuments in the State.

S. B. 1493, H. B. 2064, An act to amend chapter 283, Public Laws of 1895, in regard to working convicts on the public roads in Wilkes and other counties.

S. R. 1585, H. R. 2171, joint resolution asking for the election of United States Senators by the people.

S. B. 1151, H. B. 1901, An act to appoint Justices of the Peace in Robeson County.

S. B. 1529, H. B. 1411, An act to re-enact and amend chapter 50 and chapter 469, Laws of 1897, relating to the Moore County and Western Railroad Company.

S. B. 1354, H. B. 2093, An act to examine and pay a school claim in Vance County.

S. B. 751, H. B. 1444, An act to amend chapter 464, Laws of 1895.

S. B. 1511, H. B. 2097, An act to incorporate the Aberdeen and Gibson Railroad Company.

S. B. 1467, H. B. 2141, An act to confirm the sale and conveyance made by the Trustees of the Louisburg Presbyterian Church of their church lot on Main Street, in the town of Louisburg, to the Trustees of the Louisburg Baptist Church.

S. B. 73, H. B. 625, An act to amend chapters 98, 276 and 564, of the Public Laws of 1899, relative to the dispensaries at Smithfield, Selma and Clayton, in the county of Johnston.

S. B. 474, H. B. 1832, An act in relation to the Croatan Normal School, in Robeson County.

S. B. 1579, H. B. 1063, An act to amend chapter 9 of Public Laws of 1899.

S. B. 1433, H. B. 2026, An act to establish stock law in certain sections of Jones County.

S. B. 1318, H. B. 1932, An act in relation to the session of the court for trial of impeachment.

S. B. 1425, H. B. 242, An act to prevent the depredation of domestic fowls.

S. B. 1400, H. B. 789, An act to amend section 2015 of The Code, relating to the time of meeting of the Supervisors of Public Roads.

S. B. 394, H. B. 1265, An act to pay Mrs. Maria Cole six dollars, due from direct land tax fund.

S. B. 1505, H. B. 2156, An act supplemental to the laws governing the management and control of the Board of Agriculture and the North Carolina College of Agriculture and Mechanic Arts.

S. B. 577, H. B. 1207, An act to amend chapter 158, Laws of 1883.

S. B. 1075, H. B. 1885, An act to amend chapter 363, Public Laws 1899, relating to the public roads of Raleigh Township, Wake County.

S. B. 899, H. B. 1199, An act to revise the charter of the city of Wilmington.

S. B. 817, H. B. 2059, An act relating to highways, public roads, bridges, ferries and fords.

S. B. 1509, H. B. 2151, An act to provide for a more efficient system of supervision for the public schools of the State.

S. B. 1448, H. B. 1755, An act to require the Board of Directors of the State's Prison of North Carolina and the Board of Directors of the Central Hospital for the Insane to construct and extend sewers.

S. B. 1571, H. B. 840, An act to repeal chapter four hundred and ninety-one (491), Laws of 1893, and to amend chapter one hundred and six (106), Laws of 1885.

S. B. 1604, H. B. 2204, An act supplemental to An act to amend section two thousand nine hundred and thirty-nine of The Code, passed by the General Assembly and ratified on the 9th day of March, A. D. 1901.

S. B. 1524, H. B. 138, An act to prevent the cutting of timber trees, pending an action to try title thereto.

S. B. 1184, H. B. 1949, An act to encourage the establishment of libraries in the public schools of the rural districts.

S. B. 690, H. B. 1437, An act to amend section 953 of The Code.

S. B. 1530, H. B. 1921, An act forbidding persons hunting

on the lands of another person without written permission of the owner in Robabel Township, Bertie County.

S. B. 1563, H. B. 1928, An act to incorporate the North Carolina Poultry Association.

S. B. 1546, H. B. 2040, An act to amend section 3721 of The Code.

Upon motion of Mr. Morrison, the Senate takes a recess until 8 o'clock to-night.

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## Night Session.

The Senate reconvenes at 8 o'clock.

### THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

H. B. 2154, S. B. 1540, bill to amend chapter 230, Laws of 1897, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1819, S. B. 1629, bill to incorporate Institute Campus, in Onslow County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1670, S. B. 1372, bill to authorize the Commissioners of Scotland County to condemn land, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2202, S. B. 1614, bill to appoint additional Justices of the Peace for Yadkin County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1538, bill for the relief of certain sheriffs, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 259, S. B. 1528, bill to amend section 1816 of The Code, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2109, S. B. 1533, bill to allow Mecklenburg County to appropriate money to pay for a bridge at Mt. Holly, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 2191, S. R. 1610, resolution of payment of House election contest expenses, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1290, S. B. 1554, bill for the relief of W. E. Edwards, a public school teacher, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 2208, S. R. 1626, resolution to pay W. C. Cooper $20.00 extra, upon second reading.

Upon motion of Mr. Brown, the bill is laid on the table.

H. R. 2201, S. R. 1601, resolution with reference to Pension Board, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

H. B. 2181, S. B. 1580, bill to amend chapter 43, Public Laws of 1893, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2136, S. B. 1523, bill relating to the Clerk of the Superior Court of Bertie County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Upon motion of Mr. Brown, the Senate goes into Committee of the Whole, for consideration of

H. B. 1548, S. B. 1468, bill to raise revenue.

At 11.55 the committee rises, and Mr. Morrison, for commitee, reports the adoption of the revenue bill, with amendments.

Mr. London calls the previous question on the passage of the bill on its third reading.

Call sustained.

Upon motion of Mr. Arrington, the amendments reported by the committee are adopted as a whole.

The bill passes third reading, ayes 25, noes 9, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Foushee, Gudger, James, Leak, Lindsay London, Long, McIntyre, Miller of Pamlico, Morrison, Scott, Smith, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Webb—25.

Those voting in the negative are : Messrs. Crisp, Dula, Glenn, Henderson, Marshall, Morton, Pinnix, Thomas, Woodard—9.

The bill is ordered sent to House of Representatives without engrossment for concurrence in Senate amendments.

Upon motion of Mr. McIntyre, the Senate adjourns until 9.30 to-morrow.

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## FIFTY-SIXTH DAY.

SENATE CHAMBER, March 14, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Dr. Daniel.

Upon motion of Mr. Burroughs, the reading of the Journal is dispensed with, and the same stands approved.

REPORTS OF COMMITTEES.

Reports of Standing Committees are submitted as follows:

From the Committee on Appropriations:

By Mr. Aycock, S. B. 1107, bill to pay indebtedness and to provide necessary improvements at the State Normal and Industrial College, recommending that it lie on the table.

The bill is laid on the table.

S. B. 1265, bill to provide an adequate support for the Agricultural College for the Colored Race, and to pay for its farm, and for other purposes, recommending that it lie on the table.

The bill is laid on the table.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time and disposed of as follows:

H. B. 1548, S. B. 1468, bill to raise revenue.

Upon this bill the House refuses to concur in the Senate amendments, and asks that a conference committtee be appointed.

Mr. London moves to appoint a committee to confer with a like committee on the part of the House.

The motion is adopted.

The President appoints Messrs. London and Aycock as members of this committee on the part of the Senate.

H. B. 242, S. B. 1425, bill to protect suffering land owners from depredating fowls.

Upon this bill the House refuses to concur in the Senate amendments, and asks that the Senate appoint a conference committee to confer with a like committee on the part of the House.

Mr. Stikeleather moves that the Senate appoint a committee for this purpose.

Motion adopted.

The President apppoints Messrs. Stikeleather and Webb members of this committee on the part of the Senate.

H. B. 1562, S. B. 1631, bill for the relief of the Colored Orphan Asylum of North Carolina.

Placed on the Calendar.

H. B. 2186, S. B. 1632, bill to make appropriations for State Institutions.

Placed on the Calendar.

H. R. 2231, S. R. 1633, joint resolution in regard to printing the act relating to town elecetions.

Placed on the Calendar.

H. B. 2230, S. B. 1634, bill to appoint Boards of Education for the several counties of North Carolina.

Placed on the Calendar.

H. B. 1646, S. B. 1635, bill to incorporate Peru Schoolhouse, in Anson County.

Placed on the Calendar.

H. B. 1820, S. B. 1636, bill to protect bicycle paths in Cumberland County.

Placed on the Calendar.

H. R. 2069, S. R. 1637, resolution in regard to the pages receiving railroad fare.

Placed on the Calendar.

H. R. 2224, S. R. 1638, resolution to pay N. G. Phillips, S. J. Shelton and L. W. Phillips for extra labor.

Placed on the Calendar.

H. R. 2223, S. R. 1639, resolution in favor of G. F. Kennedy.

Placed on the Calendar.

H. B. 2198, S. B. 1507, bill to regulate primary elections, upon concurrence in House amendments.

Upon motion of Mr. Brown, the Senate declines to concur in the House amendments.

The President appoints Messrs. Brown and Arrington as

a committee on the part of the Senate to confer with a similar committee of the House.

H. R. 2225, S. R. 1640, resolution in favor of T. B. Womack.

Placed on the Calendar.

H. B. 12, S. B. 1641, bill for revising and digesting the public statute laws of North Carolina.

Placed on the Calendar.

H. B. 2192, S. B. 1642, bill to prevent felling of timber in Crowder's Creek, Gaston County.

Placed on the Calendar.

H. B. 1917, S. B. 1643, bill to incorporate Rutherford College, Burke County.

Placed on the Calendar.

H. B. 1391, S. B. 1644, bill to punish disorderly conduct upon people assembled for divine worship.

Placed on the Calendar.

H. B. 2234, S. B. 1645, bill supplemental to an act passed at this session of the General Assembly in regard to Johnston County.

The bill is placed on its several readings.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1671, S. B. 1647, bill to provide for the management and government of the State Hospital for the Dangerous Insane.

Placed on the Calendar.

H. B. 1852, S. B. 1648, bill to prohibit the killing of birds in Beaufort Township, Carteret County.

Placed on the Calendar.

H. B. 2233, S. B. 1649, bill to authorize the town of Huntersville (and J. A. Gilbert, tax collector) in Mecklenburg County, to collect arrears of taxes.

Placed on the Calendar.

H. B. 2119, S. B. 1616, bill to protect owners of boilers and engines, upon concurrence in House amendement.

The amendment is concurred in, and the bill is ordered enrolled.

H. B. 2230, S. B. 1634, bill to appoint Boards of Education for the several counties of North Carolina.

Upon this bill the House fails to concur in Senate amendments, and asks that the Senate appoint a committee to confer with a like committee of the House.

The President appoints Messrs. McIntyre and Stringfield as members of this committee on the part of the Senate.

INTRODUCTION OF BILLS AND RESOLUTIONS.

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Lindsay, S. B. 1646, bill to incorporate Beaver Island Baptist Church, in Rockingham County.

The bill is placed on the Calendar.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1933, S. B. 1565, bill to provide for the assessment of property and the collection of taxes, upon second reading.

Bill passes second reading.

H. B. 2168, S. B. 1593, bill to amend chapter 354, Public Laws of 1889, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B 1119, S. B.1600, bill to prevent the felling of timber in streams of Jackson and Sandy Ridge Townships, Union County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1623, S. B. 1599, bill to discharge drunken Solicitors, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1771, S. B. 1587, bill to establish a stock law in certain portions of McDowell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1933, S. B. 1565, bill to provide for the assessment of property and the collection of taxes, upon third reading.

Mr. Aycock moves to amend,

"Said Board may employ such clerks as in their judgment they may deem necessary to put into proper execution the provisions of this act. The persons so elected shall hold office during the pleasure of said Board, and a record of all the proceedings of said Board shall be kept, which record, with all other papers or proceedings of said Board, shall be a part of the record of the Board of Corporation Commissioners, and of which the Clerk of said Board of Corporation Commissioners shall be the lawful custodian, and who shall also have oversight of the clerical force and have performed such duties as are directed by the Board. The sum of fifteen hundred dollars, or so much thereof as may be necessary, is hereby appropriated for the payment of the salaries of said office force and additional work to said Board."

The amendment is adopted, and the bill is ordered sent to House of Representatives without engrossment for concurrence.

H. B. 2135, S. B. 1478, bill supplemental to an act entitled An act to amend chapter 138, Private Laws of 1874-'75, relating to the graded schools in the city of Charlotte, etc., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2149, S. B. 1590, bill to regulate employment of labor for certain counties, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1350, bill to amend section 1902 of The Code, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. R. 1990. S. R. 1383, resolution to print one thousand copies of the oyster law for immediate distribution, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

S. B. 1596, H. B. 2036, bill to incorporate the town of Edwards, Beaufort County, upon second reading.

The bill passes second reading, ayes 36, noes none, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Dula, Foy, Gudger, Henderson, James, Justice, Leak, Lindsay, Long, Marshall, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Caldwell, Morton, Pinnix, Scott, Smith, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Webb—36.

H. B. 1148, S. B. 1562, bill to amend section 2159 of The Code, permitting caveators of wills to prosecute in certain cases without giving bond, is recalled from the Judiciary Committee and placed on the Calendar.

H. B. 1862, S. B. 1241, bill to pay J. G. Bowlings $16.38 for services as a public school teacher, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 800, S. B. 1390, bill to amend chapter 1186 of The Code in regard to service in criminal process issued by Justices of the Peace, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1327, S. B. 1340, bill to create two school districts in Yadkin Township, Stokes County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1515, S. B. 1497, bill to amend the charter of the town of Maxton, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1805, S. B. 1496, bill to change the line of Snow Creek and Danbury Townships, Stokes County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1311, S. B. 1492, bill to prevent fast riding over certain bridges in Camden County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1557, bill to change the boundary line of Hudson Township, Caldwell County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2179, S. B. 1561, bill to amend chapter 412, Public Laws of 1887, entitled An act to promote thrift and economy by the incorporation of institutions for savings and savings banks, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 2170, S. R. 1559, resolution approving Col. R. B. Creecy's Historical Work of North Carolina, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

H. B. 1148, S. B. 1562, bill to amend section 2159 of The Code, permitting caveators of wills to prosecute in certain cases without giving bonds, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2129, S. B.1482, bill for the relief of D. C. Heigh, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1646, S. B. 1635, bill to incorporate Peru Schoolhouse, in Anson County, upon second reading.

Mr. Morrison moves to refer to Judiciary Committee.

The motion is lost.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2230, S. B. 1634, bill to appoint Boards of Education for the several counties of North Carolina, upon second reading.

Mr. Buchanan moves to amend,

Amend by striking out name of John Bailey, Mitchell County, and adding the name of F. L. Buchanan.

The amendment is lost.

Mr. Justice moves to amend,

Strike out J. C. Hughes and insert name of J. P. Arledge for Polk County.

The amendment is adopted.

Mr. Buchanan moves to amend,

Strike out the name of John Gudger and add the name of F. L. Buchanan.

The amendement is lost.

Mr. Michael moves to amend,

By striking out the name of L. G. Maxwell from Watauga County list and insert in lieu thereof the name of J. M. Brown.

The amendment is lost.

Mr. Stringfield moves to amend,

Strike out the names of J. L. Morgan and W. D. Kinland and insert the names of J. R. Boyd and J. D. Boone.

The amendment is adopted.

Mr. Foy moves to amend,

Strike out names of McDuffy and Jones and insert J. T. Bland and H. C. Ward.

The amendment is adopted.

Mr. Buchanan moves to amend,

Amend by striking out the name of John Gudger and inserting the name of James H. Green.

The amendment is lost.

The bill passes second reading.

Mr. Pinnix moves to amend,

Strike out the name of H. W. Douglas and insert J. A. L. Shermer.

The amendment is lost.

Mr. Morton calls the previous question.

Call sustained.

Mr. Pinnix calls for the ayes and noes, on the passage of the bill on its third reading.

Call sustained.

The bill passes third reading, ayes 37, noes 7, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Brown, Burroughs, Candler, Currie, Foy, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McIntyre, McNeill, Miller of Pamlico, Morrison, Morton, Scott, Smith, Speight, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—37.

Those voting in the negative are: Messrs. Buchanan, Crisp, Michael, Miller of Caldwell, Pinnix, Robeson, Stikeleather —7.

The bill is ordered sent to the House of Representatives for concurrence in Senate amendments.

Upon motion of Mr. Brown,

H. B. 2186, S. B. 1632, bill to make appropriations for State Institutions, is sent back to the House of Representatives for engrossment.

Mr. Morrison moves to reconsider the vote by which

H. B. 2230, S. B. 1634, bill to appoint Boards of Education for the several counties of North Carolina, passed its third reading.

The motion is adopted.

Mr. Marshall moves to amend,

Amend by striking out the name of W. M. Cundiff in Surry County and insert the name of R. T. Joyce.

The amendment is lost.

The bill passes third reading, and is ordered sent to the House of Representatives for concurrence in amendment.

H. B. 1775, S. B. 1486, bill to prevent indebtedness of State Institutions without authority of the General Assembly, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1982, S. B. 1291, bill for the relief of A. P. Labord, upon second reading.

Bill fails to pass its second reading.

H. B. 2043, S. B. 1552, bill to provide for the sale of property for taxes, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1646, bill to incorporate the Beaver Island Baptist Church, in Rockingham County, upon second reading.

Bill passes second and third readings, and is ordered sent to House of Representatives without engrossment.

H. B. 1671, S. B. 1647, bill to provide for the management and government of the State Hospital for the Dangerous Insane, upon second reading.

Bill passes second reading.

H. R. 2224, S. R. 1638, resolution to pay N. G. Phillips, S. J. Shelton and T. W. Phillips for extra labor, upon second reading.

Mr. Henderson moves to amend,

Amend by adding the name of H. McCall.

Mr. Glenn moves that the bill lay on the table.

The motion is lost.

Mr. Henderson's amendment is adopted.

Mr. Glenn calls for the ayes and noes on the passage of the bill.

Call sustained.

The bill fails to pass its second reading, ayes 18, noes 28, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Burroughs, Calvert, Crisp, Gudger, Henderson, Justice, Long, Morrison, Morton, Speight, Stikeleather, Stringfield, Travis, Ward, Warren, Woodard—18.

Those voting in the negative are: Messrs. Arrington, Aycock, Bray, Brown, Buchanan, Candler, Currie, Dula, Foushee, Glenn, Leak, Lindsay, London, Marshall, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Sugg, Thomas, Vann, Webb, Wood —28.

Mr. Travis, for Conference Committee, makes report on the omnibus Justice of the Peace bill, as follows:

"The Conference Committee appointed by the House and Senate to consider the aendments made in the Senate to the omnibus bill appointing Justices of the Peace, in which amendments the House refused to concur, respectfully report:

"That after a careful hearing of all parties interested, the committee recommends that the House do concur in all of said amendments, except those two relating to Justices of the Peace for Craven and Halifax counties, and as to those two amendments, the committee recommends that the Senate recede from them.

TRAVIS, *Chair. Conference Com.*
PARKER *of Halifax.*
L. D. ROBINSON,
B. B. NICHOLSON."

The report of the committee is adopted, and the bill is ordered sent to the House of Representatives for concurrence.

Upon motion of Mr. Justice, the Senate adjourns for the Court of Impeachment.

The Court of Impeachment adjourns at 1:45 o'clock.

The Senate reconvenes at 1:45 o'clock.

The Senate takes a recess until 4 o'clock p. m.

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### Afternoon Session.

The Senate reconvenes at 4 o'clock p. m.

Mr. London makes report for Conference Committee on H. B. 1548, S. B. 1468, bill to raise revenue, as follows:

The conferees appointed by the Senate and the House upon H. B. 1549, S. B. 1468, a bill to be entitled An act to raise revenue, beg leave to report:

That they recommend that the House concur in the Senate amendments to sections 4, 5, 6, 7, 9, 17, 33, 42, 48, 53, 64, 68, 71, 74, 76, 79, 80 in part, 81, 85, 87, 94, 95, 101, 104 and 108.

And that the Senate recede from its amendments to 38, 77, 78, 88, 90 and 80 in part.

H. A. London,
B. F. Aycock,
*Senate Conferees.*

S. M. Gattis,
M. S. Willard,
Robert N. Page,
*House Conferees.*

The report is adopted.

### Message from the House of Representatives.

A message is received from the House of Representatives, transmitting the following bills, which are read the first time, and disposed of as follows:

H. B. 1484, S. B. 1651, bill to consolidate the Webster and Dillsboro School Districts.

Placed on the Calendar.

H. B. 2232, S. B. 1652, bill to allow the corporation of Marion to use part of the bond issue of $50,000 for the erection of an electric light plant, and to change the time for holding election for the same.

Placed on the Calendar.

H. R. 2245, S. R. 1653, resolution in regard to adjournment.

Placed upon the Calendar.

H. R. 2241, S. R. 1654, resolution in favor of W. W. Willson.

Placed on the Calendar.

H. R. 2242, S. R. 1655, resolution in favor of H. C. Cowan.

Placed on the Calendar.

H. B. 2243, S. B. 1656, bill to amend chapter 377, Public Laws of 1895, relating to purchase of Fair ground by the city of Charlotte.

Placed on the Calendar.

H. R. 2226, S. R. 1657, resolution to pay H. P. Rudisell and A. B. Carter for extra labor.

Placed on the Calendar.

H. B. 1726, S. B. 1658, bill for the relief and protection against mistakes in surveys and plats of land entries.

Placed on the Calendar.

H. R. 2246, S. R. 1660, resolution in regard to office of Enrolling Clerk.

Placed on the Calendar.

H. B. 1916, S. B. 1661, bill to prohibit the unlawful interference with gas or electric meters or steam valves.

Placed on the Calendar.

H. R. 2088, S. R. 1356, resolution to print the proceedings of the Court of Impeachment, upon concurrence in amendment of House of Representatives.

Mr. London moves to non-concur in the House amendment.

The motion is adopted, and the President appoints Messrs. London and Crisp as a Conference Committee on the part of the Senate.

H. R. 2245, S. R. 1653, resolution in regard to adjournment.

The resolution is placed upon its several readings.

Resolution passes its several readings, and is ordered enrolled.

Pursuant to the above resolution, the President appoints Messrs. Henderson and McIntyre a Committee on Adjournment on the part of the Senate.

### MESSAGE FROM THE GOVERNOR.

The following message is received from his Excellency, the Governor, Charles B. Aycock:

*"To the Honorable the General Assembly:*

"It becomes my painful duty to communicate to your honorable body the fact that a deficit has been found in the account of the State's Prison in the Treasury Department. I am informed by the Treasurer, who has been investigating for the past two or three days, that the deficit amounts to about four thousand ($4,000) dollars, so far as has been ascertained to the present time. The deficit appears to have begun early in the year 1900, or possibly before then, and continued until about the last of November of said year. The books have been changed so as to force balances. This morning Hon. B. R. Lacy, State Treasurer, sent for Major W. H. Martin, who has for several years been a clerk in the office until the 10th of March, 1901, and confronted him with the changes in the books. Major Martin admits the changes in the books and confesses that he took the money covered by the changes, amounting according to his statement, to thirty-eight hundred ($3,800) dolars. I deem it my duty to lay these

matters before your honorable body to the end that a committee may be appointed with authority to send for persons and papers and make a thorough and complete examination. The committee should, of course, be authorized to sit during the recess of the Legislature.

"Very respectfully, CHARLES B. AYCOCK.

"By the Governor: P. M. PEARSALL,

*"Private Secretary."*

Mr. Arrington offers S. R. 1659, resolution in regard to investigation of Treasury Department.

The resolution is placed upon its several readings.

Resolution passes its several readings, and is ordered sent to the House of Representatives without engrossment.

Mr. Dula moves that H. B. 1467, S. B. 1414, bill to authorize and empower the Commissioners of Sampson County to levy a special tax, be recalled from the Committe on Counties, Cities and Towns, and placed on the Calendar.

It is so ordered.

Mr. London, for Conference Committee, on S. R. 1356, H. R. 2088, resolution ot print the proceedings of the Court of Impeachment, makes the following report:

The conference of the Senate and House on S. R. 1356, H. R. 2088, entitled a resolution to print the proceedings of the Court of Impeachment, beg leave to report that they recommend that the resolution be amended by inserting "one thousand" in lieu of "five hundred" copies, and that the House recede from its amendment.

"H. A. LONDON,

"JOEL L. CRISP,

*Senate Conferees.*

"L. L. SMITH,

"F. M. SHANNONHOUSE,

"FRANCIS D. WINSTON,

*House Conferees."*

The report is adopted, and the resolution is ordered enrolled.

THE CALENDAR.

Bills and resolutions on the Calendar are taken up, and disposed of as follows:

H. B. 2186, S. B. 1632, bill to make appropriations for State institutions, upon second reading.

Mr. McAllister moves to amend,

Amend by striking out the appropriation for the Textile School.

The amendment is lost.

Mr. Webb moves to amend,

Strike out "for four years," and insert "for years 1901 and 1902."

The amendment is lost.

Mr. Glenn moves to amend,

Amend by adding after section 6 the following:

"Section 6½. That five thousand dollars be appropriated to the Colored Agricultural and Mechancal College of Greensboro for each of the years 1901 and 1902, in addition to its standing appropriation.

"This appropriation shall not be paid if the State Board of Education shall transfer the said school an equal amount of the appropriations for the Colored Normal Schools of the State."

The amendment is adopted.

Mr. McIntyre calls for the ayes and noes on the passage of the bill.

Call sustained.

The bill passes second reading, ayes 37, noes 10, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Foushee, Foy, Glenn, Gud-

ger, Henderson, James, Justice, Leak, Lindsay, London, Long, McAllister, McIntosh, McNeill, Morrison, Morton, Pinnix, Scott, Smith, Speight, Stringfield, Travis, Vann, Ward, Warren, Woodard—37.

Those voting in the negative are: Messrs. Brown, McIntyre, Michael, Miller of Caldwell, Robeson, Stikeleather, Sugg, Thomas, Webb, Wood—10.

Bill passes third reading, and is ordered sent to the House of Representatives for concurrence without engorssment.

H. B. 2235, S. B. 1650, bill to amend the public school law, ratified March 11, 1901, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1911, S. B. 1584, bill to amend section 347 of The Code, relating to attachments, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 2246, S. R. 1659, resolution in regard to investigation of Treasury Department, upon concurrence in House amendment.

The amendment is concurred in, and the bill is ordered enrolled.

H. R. 2247, S. R. 1660, joint resolution in regard to office of Enrolling Clerk, upon second reading.

Resolution passes second and third readings, and is ordered enrolled.

H. B. 12, S. B. 1641, bill for revising and digesting the public statute laws of North Carolina, upon second reading.

Mr. Aycock offers a substitute for the bill.

Mr. Vann calls for the previous question.

Call sustained.

Mr. Webb calls for the ayes and noes on the substitute and original bill.

The call is sustained.

The substitute is lost, ayes 20, noes 23, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Calvert, Candler, Foy, Glenn, Gudger, Justice, Lindsay, London, McNeill, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Webb—20.

Those voting in the negative are: Messrs. Bray, Broughton, Buchanan, Crisp, Currie, Dula, Foushee Henderson, James, Leak, Marshall, McAllister, McIntosh, Miller of Caldwell, Morrison, Morton, Pinnix, Robeson, Vann, Ward, Warren, Wood, Woodard—23.

Mr. London moves to amend,

Amend by striking out "$2,000.00" and insert "$1,500.00" in section 6.

The amendment is adopted, ayes 27, noes 19, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Buchanan, Candler, Foushee, Foy, Gudger, Justice, Leak, Lindsay, London, Long, McNeill, Michael, Pinnix, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Webb, Wood, Woodard—27.

Those voting in the negative are: Messrs. Bray, Brown, Calvert, Crisp, Currie, Dula, Glenn, Henderson, James, Marshall, McAllister, McIntosh, Miller of Caldwell, Morrison, Morton, Robeson, Vann, Ward, Warren—19.

Mr. Woodard moves to reconsider vote by which amendment is adopted.

Mr. London moves to table the motion to reconsider.

The motion to table the motion to reconsider is adopted, ayes 28, noes 18, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Broughton, Buchanan, Candler, Foushee, Foy, Glenn, Gudger, Lindsay, London, Long, McAllister, McIntosh, McNeill, Miller of Pamlico, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Webb, Wood—28.

Those voting in the negative are: Messrs. Bray, Calvert,

Crisp, Currie, Dula, Henderson, James, Leak, Marshall, Michael, Miller of Caldwell, Morrison, Morton, Travis, Vann, Ward, Warren, Woodard—18.

The bill, as amended, passes second reading, ayes 33, noes 12, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Candler, Crisp, Currie, Dula, Gudger, Henderson, James, Justice, Leak, McAllister, McIntosh, McNeill, Michael, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren—33.

Those voting in the negative are: Messrs. Aycock, Foushee, Foy, Lindsay, London, Long, Marshall, Miller of Caldwell, Scott, Webb, Wood, Woodard—12.

Objection being made to its third reading to-day, Mr. Ward moves that the rules be suspended and the bill be placed upon its third reading.

On this motion, Mr. Woodard calls for the ayes and noes.

Call sustained.

The motion to suspend the rules and place the bill on third reading is adopted, ayes 34, noes 10, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Buchanan, Calvert, Candler, Crisp, Currie, Gudger, Henderson, James, Justice, Leak, Long, Marshall, McAllister, McNeill, Michael, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Sugg, Travis, Vann, Ward, Warren—34.

Those voting in the negative are: Messrs. Foushee, Foy, Lindsay, London, Scott, Speight, Thomas, Webb, Wood, Woodard—10.

Pending further consideration of this bill, the Senate, upon motion of Mr. Woodard, takes a recess until 8:30 o'clock tonight.

NIGHT SESSION.

At 8:30 o'clock the Senate reconvenes.

Mr. Arrington submits the following report:

"The Committee on Conference on S. B. 1507, H. B. 2198, beg leave to report that the conferees on the part of the House of Representatives recede from the amendment, including the counties of Wayne and Wilson. With this change, we recommend the bill do pass.

"J. A. BROWN,
"THOS. M. ARRINGTON,
*On the Part of the Senate.*
"R. N. SIMMS,
"C. H. DULS,
*On the Part of the House.*"

The report is adopted, and the bill is ordered enrolled.

H. B. 1912, S. B. 1583, bill relating to service of process of service on corporations, upon second reading.

Mr. Henderson moves to amend,

Amend section 1 by inserting after the word "corporation" in line 1, the words "having property and."

The amendment is adopted, and the bill, as amended, passes second and third readings, and is ordered sent to the House of Representatives for concurrence in amendment.

H. B. 2233, S. B. 1649, bill to authorize the town of Huntersville (and J. A. Gilbert, Tax Collector), in Mecklenburg County, to collect arrears of taxes, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1916, S. B. 1661, bill to prohibit the unlawful interference with gas and electric meters and steam valves, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2184, S. B. 1592, bill to amend chapter 243, Private Laws of 1899, upon second reading.

Bill pasess second and third readings, and is ordered enrolled.

H. B. 1467, S. B. 1414, bill to authorize and empower the Commissioners of Sampson County to levy a special tax, upon second reading.

Upon motion of Mr. Currie, the bill is laid upon the table.

H. B. 2232, S. B. 1652, bill to allow the corporation of Marion to use part of the bond issue of $50,000 for the erection of an electric plant, and to change the time for holding election for same, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2243, S. B. 1656, bill to amend chapter 377, Public Laws of 1895, relating to purchase of fair grounds by the city of Charlotte, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1726, S. B. 1658, bill for the relief and for protection against mistakes and errors in the surveys and plats of land entries, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

## UNFINISHED BUSINESS.

The President lays before the Senate, it being unfinished business:

H. B. 12, S. B. 1641, bill for revising and digesting the public statute laws of North Carolina, on third reading.

Mr. Vann moves to amend,

Strike out "fifteen hundred," and insert "two thousand" dollars.

On the adoption the amendment, Mr. Webb calls for the ayes and noes.

The call is sustained.

The amendment is adopted, ayes 25, noes 17, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Brown, Burroughs, Calvert, Currie, Dula, Glenn, Henderson, James, McAllister, McIntosh, McNeill, Miller of Pamlico, Morrison, Morton, Smith, Speight, Stringfield, Vann, Ward, Warren, Woodard—25.

Those voting in the negative are: Messrs. Aycock, Candler, Crisp, Foushee, Foy, Gudger, Lindsay, London, Marshall, Miller of Caldwell, Pinnix, Robeson, Scott, Sugg, Thomas, Webb, Wood—17.

Mr. Webb offers a substitute for the bill.

Mr. Morrison calls the previous question.

The call is sustained.

Mr. Webb calls for the ayes and noes.

The call is sustained.

The substitute is adopted, ayes 26, noes 19, as follows:

Those voting in the affirmative are: Messrs. Alexander, Broughton, Brown, Buchanan, Candler, Crisp, Foy, Glenn, Gudger, Lindsay, London, Long, Marshall, McAllister, McIntosh, McNeill, Michael, Pinnix, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Webb, Wood—26.

Those voting in the negative are: Messrs. Arrington, Bray, Burroughs, Calvert, Currie, Dula, Foushee, Henderson, James, Leak, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Robeson, Vann, Ward, Warren, Woodard —19.

The bill as substituted, fails to pass third reading, ayes 13, noes 29, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Candler, Currie, James, McAllister, McIntosh, Michael, Morton, Robeson, Speight, Stringfield—13.

Those voting in the negative are: Messrs. Bray, Broughton, Buchanan, Burroughs, Crisp, Dula, Foushee, Glenn, Gudger, Henderson, Leak, Lindsay, London, Long, Marshall,

McNeill, Miller of Caldwell, Miller of Pamlico, Morrison, Pinnix, Scott, Smith, Stikeleather, Vann, Ward, Warren, Webb, Wood, Woodard—29.

Mr. Morton moves to reconsider the vote by which the bill failed to pass third reading.

Mr. London moves to table the motion to reconsider.

Mr. Morton calls for the ayes and noes.

The call is sustained.

The motion to table the motion to reconsider is lost, ayes 18, noes 29, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Buchanan, Candler, Crisp, Foushee, Foy, Lindsay, London, Long, Marshall, Michael, Miller of Caldwell, Scott, Speight, Thomas, Webb, Wood—18.

Those voting in the negative are: Messrs. Arrington, Bray, Broughton, Burroughs, Calvert, Currie, Dula, Glenn, Henderson, James, Justice, Leak, McAllister, McIntosh, McNeill, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Sugg, Travis, Vann, Ward, Woodard—29.

Mr. Morrison calls the previous question on Mr. Morton's motion to reconsider.

The call is sustained.

Mr. London calls for the ayes and noes.

The call is sustained.

The motion of Mr. Morton to reconsider the vote by which the bill failed to pass third reading is adopted, ayes 29, noes 17, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Calvert, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, McAllister, McIntosh, McNeill, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Stikeleather, Stringfield, Travis, Vann, Ward, Woodard—29.

Those voting in the negative are: Messrs. Aycock, Buch-

anan, Candler, Crisp, Foushee, Foy, Lindsay, London, Long, Marshall, Michael, Miller of Caldwell, Scott, Speight, Thomas, Webb, Wood—17.

Mr. Glenn moves to reconsider the vote by which the substitute offered by Mr. Webb was adopted.

On that motion Mr. London calls for the ayes and noes.

The call is sustained.

The motion of Mr. Glenn to reconsider is adopted, ayes 30, noes 13, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Calvert, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, McAllister, McIntosh, McNeill, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Stikeleather, Travis, Vann, Ward, Woodard—30.

Those voting in the negative are: Messrs. Aycock, Candler, Foushee, Lindsay, London, Long, Marshall, Scott, Speight, Stringfield, Thomas, Webb, Wood—13.

Mr. Gudger moves to amend the original bill.

Amend by striking out "$2,000," and inserting "$1,500."

Mr. Morrison calls the previous question.

The call is sustained.

The question recurs on the substitute offered by Mr. Webb, and

Mr. London calls for the ayes and noes.

The call is sustained.

The substitute is lost, ayes 16, noes 30, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Brown, Candler, Lindsay, London, Long, Marshall, Miller of Caldwell, Scott, Speight, Stringfield, Sugg, Thomas, Webb, Wood—16.

Those voting in the negative are: Messrs. Arrington, Bray, Broughton, Burroughs, Calvert, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, McAllister, McIntosh, McNeill, Michael, Miller of Pamlico,

Morrison, Morton, Pinnix, Robeson, Smith, Stikeleather, Travis, Vann, Ward, Woodard—30.

Mr. Webb moves to adjourn until 10 o'clock to-morrow.

The President rules the motion is out of order.

Mr. Webb appeals from the decision of the Chair.

The appeal is put to the Senate, and the ruling of the Chair is sustained.

Mr. Webb moves to refer the bill to the Committee on Appropriations.

Mr. Brown moves to table the motion to refer.

The motion to table the motion to refer is adopted.

Mr. Webb moves to postpone until 10 o'clock to-morrow.

Mr. Gudger moves to table the motion to postpone.

On that motion, Mr. Webb calls for the ayes and noes.

The call is sustained.

The motion to table is adopted, ayes 33, noes 14, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Burroughs, Calvert, Crisp, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, Marshall, McAllister, McIntosh, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Stikeleather, Sugg, Travis, Vann, Ward, Warren, Woodard—33.

Those voting in the negative are: Messrs. Aycock, Brown, Buchanan, Candler, Foushee, Lindsay, London, Long, Scott, Speight, Stringfield, Thomas, Webb, Wood—14.

Mr. London moves that the bill be laid upon the table.

Upon that motion, Mr. London calls for the ayes and noes.

The call is sustained.

The motion to table is lost, ayes 15, noes 31, as follows:

Those voting in the affirmative are: Messrs. Aycock, Candler, Crisp, Foushee, Lindsay, London, Long, Marshall, Miller of Caldwell, Scott, Speight, Stringfield, Thomas, Webb, Wood—15.

Those voting in the negative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Calvert, Currie, Dula, Glenn, Gudger, Henderson, James, Leak, McAllister, McIntosh, McNeill, Michael, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Stikeleather, Sugg, Travis, Vann, Ward, Warren, Woodard—31.

The amendment offered by Mr. Gudger is adopted, ayes 47, noes 1, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Aycock, Bray, Broughton, Brown, Buchanan, Burroughs, Calvert, Candler, Crisp, Currie, Dula, Foushee, Glenn, Gudger, Henderson, James, Justice, Leak, Lindsay, London, Long, Marshall, McAllister, McNeill, Michael, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Scott, Smith, Speight, Stikeleather, Stringfield, Sugg, Thomas, Travis, Vann, Ward, Warren, Webb, Wood, Woodard—47.

Those voting in the negative are: Mr. McIntosh—1.

Mr. Lindsay moves to adjourn.

The motion is lost.

The bill passes third reading, ayes 32, noes 13, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Calvert, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, McAllister, McIntosh, McNeill, Michael, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Stikeleather, Sugg, Travis, Vann, Ward, Warren, Woodard—32.

Those voting in the negative are: Messrs. Aycock, Candler, Crisp, Foushee, Lindsay, London, Long, Marshall, Miller of Caldwell, Stringfield, Thomas, Webb, Wood—13.

Mr. Morton moves that the rules be suspended and that the bill be sent to the House of Representatives without engrossment for concurrence.

Upon that motion, Mr. Webb calls for the ayes and noes.

The call is sustained.

The motion to suspend the rules and send to the House of Representatives without engrossment is adopted, ayes 35, noes 13, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Calvert, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Stikeleather, Stringfield, Sugg, Travis, Vann, Ward, Warren, Woodard—35.

Those voting in the negative are: Messrs. Aycock, Candler, Crisp, Foushee, Lindsay, London, Long, Marshall, Miller of Caldwell, Scott, Thomas, Webb, Wood—13.

Mr. James moves that the rules be suspended and that the bill be sent to the House of Representatives to-night.

Mr. Foushee calls for the ayes and noes on that motion.

The call is sustained.

The motion to suspend the rules and sent the bill to the House to-night is adopted, ayes 34, noes 12, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Calvert, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Speight, Stringfield, Sugg, Travis, Vann, Ward, Warren, Webb, Woodard—34.

Those voting in the negative are: Messrs. Aycock, Candler, Crisp, Foushee, Lindsay, Long, Marshall, Miller of Caldwell, Scott, Thomas, Wood—12.

Mr. Webb lodges a motion to reconsider the vote by which the rules were suspended and the bill ordered sent to the House to-night.

Mr. Henderson moves to reconsider the vote by which the rules were suspended and the bill was ordered sent to the House to-night without engrossment, and

Mr. Ward moves that that motion lie on the table.

Upon the motion to table Mr. Foushee, calls for the ayes and noes.

The call is sustained.

The motion to table the motion to reconsider is adopted, ayes 33, noes 12, as follows:

Those voting in the affirmative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Burroughs, Calvert, Currie, Dula, Glenn, Gudger, Henderson, James, Justice, Leak, McAllister, McIntosh, McIntyre, McNeill, Michael, Miller of Pamlico, Morrison, Morton, Pinnix, Robeson, Smith, Speight, Stringfield, Sugg, Travis, Vann, Ward, Warren, Woodard—33.

Those voting in the negative are: Messrs. Aycock, Candler, Crisp, Foushee, Lindsay, London, Long, Marshall, Miller of Caldwell, Thomas, Webb, Wood—12.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

A message is received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

H. R. 2251, S. R. 1662, joint resolution regarding adjournment.

The resolution is placed on its several readings.

Resolution passes its several readings, and is ordered enrolled.

H. B. 2244, S. B. 1663, bill relative to the report of the Board of Managers for the House of Representatives.

Bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

H. B. 1391, S. B. 1644, bill to punish disorderly conduct when people are assembled for divine worship, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 2069, S. R. 1637, resolution in regard to pages receiving railroad fare, upon second reading.

Mr. Aycock moves to lay the resolution on the table.

The motion is lost.

Mr. London moves to amend,

"*Provided,* this shall not apply to the pages who receive $2.50 per day," and

Upon the adoption of the amendment, Mr. London calls for the ayes and noes.

Call sustained.

The amendment is lost, ayes 15, noes 21, as follows:

Those voting in the affirmative are: Messrs. Aycock, Broughton, Brown, Buchanan, Dula, Foushee, Glenn, Lindsay, London, Long, McIntyre, McNeill, Scott, Smith, Webb —15.

Those voting in the negative are: Messrs. Alexander, Bray, Burroughs, Candler, Crisp, Henderson, James, Leak, Miller of Caldwell, Miller of Pamlico, Morrison, Morton, Pinnix, Speight, Stikeleather, Stringfield, Travis, Vann, Ward, Warren, Woodard—21.

Mr. Brown moves to amend.

Amend by striking out "actual railroad expenses," and insert in lieu thereof "$5.00."

The amendment is lost.

Upon passage of the resolution on second reading, Mr. London calls for the ayes and noes.

Call sustained.

The bill passes second reading, ayes 23, noes 12, as follows:

Those voting in the affirmative are: Messrs. Alexander, Aycock, Bray, Burroughs, Candler, Crisp, Gudger, Henderson, James, Long, Miller of Pamlico, Morrison, Morton, Pinnix, Speight, Stikeleather, Stringfield, Thomas, Travis, Vann, Ward, Warren—23.

Those voting in the negative are: Messrs Broughton,

Brown, Dula, Foushee, Glenn, Lindsay, London, Marshall, McIntyre, Scott, Smith, Webb—12.

Upon motion of Mr. Morrison, the rules are suspended, and the resolution is placed upon its third reading.

The resolution passes its third reading, and is ordered enrolled.

H. B. 1484, S. B. 1651, bill to consolidate the Webster and Dillsboro School Districts, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

Mr. Brown moves to adjourn until 9:30 o'clock to-morrow.

The motion is lost.

Mr. Foushee moves to adjourn until 9 o'clock to-morrow.

The motion is lost.

H. R. 2225, S. R. 1640, resolution in favor of T. B. Womack, upon second reading.

Resolution passes second reading.

H. B. 1289, S. B. 1367, bill to improve public roads from Elkin, in Surry County, to Sparta, Alleghany County, and to establish and maintain toll gates, upon second reading.

Bill passes second reading.

Upon motion of Mr. Speight, the rules are suspended, and H. B. 1671, S. B. 1647, bill to provide for the management and government of the State Hospital for the Dangerous Insane, is placed upon its third reading.

The bill passes third reading, and is ordered enrolled.

Upon motion of Mr. Brown, the Senate goes into executive session.

At 12 o'clock the doors are opened and Mr. McIntyre reports that the Senate, in executive session, has confirmed the nomination by the Governor of Hugh G. Chatham, of Surry County, for Director of the State Normal and Industrial College, whose name was, by inadvertance, omitted from the list heretofore nominated and confirmed.

Upon motion of Mr. Foushee, the Senate adjourns until 9 o'clock to-morrow.

## FIFTY-SEVENTH DAY.

SENATE CHAMBER, March 15, 1901.

The Senate meets pursuant to adjournment.

Prayer by Rev. Levi Branson.

Upon motion of Mr. Brown, the reading of the Journal is dispensed with, and the same stands approved.

The President announces the appointment of Mr. Arrington as committee on the part of the Senate, provided for in H. R. 2246, S. R. 1659, resolution in regard to investigation of the Treasury Department.

The President announces the appointment of Messrs. Webb and Smith as committee on the part of the Senate, to examine the books of the Auditor and Treasurer.

H. B. 1917, S. B. 1643, bill to incorporate Rutherford College, Burke County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

By Mr. Speight, S. B. 1665, bill to increase the capacity of the State Hospital at Raleigh.

Placed upon its several readings.

Bill fails to pass its second reading.

H. B. 2071, S. B. 1666, bill in regard to the employees of the General Assembly.

Placed upon its several readings.

Mr. Gudger moves to amend,

Amend by adding: "That no clerk so employed shall be paid more than $3.00 per day."

Mr. Gudger calls for the ayes and noes on this amendment.

Call sustained.

Mr. Gudger's amendment is adopted, ayes 20, noes 15, as follows:

Those voting in the affirmative are: Messrs. Alexander, Buchanan, Burroughs, Candler, Dula, Foushee, Foy, Gudger,

London, Long, Marshall, Michael, Miller of Caldwell, Morton, Pinnix, Scott, Speight, Stikeleather, Thomas, Woodard —20.

Those voting in the negative are: Messrs. Aycock, Broughton, Brown, Crisp, Henderson, James, Justice, McAllister, McIntyre, McNeill, Miller of Pamlico, Vann, Ward, Webb, Wood—15.

Mr. London moves to amend,

Amend by striking out section 1 and insert the following: "That the office of Enrolling Clerk of the General Assembly is hereby abolished."

Amend section 2 by striking out the words, "and all bills requiring engrossment shall be engrossed under his supervision."

Mr. Marshall moves to lay the amendment on the table.

The motion is adopted, and the amendment and bill are tabled.

H. B. 2255, S. B. 1667, bill to authorize the city of Charlotte to appropriate money to maintain a free library in said city, and regulating libraries, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. R. 2223, S. R. 1639, resolution in favor of G. F. Kennedy, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 1562, S. B. 1631, bill for the relief of the Colored Orphan Asylum at Oxford, N. C., upon second reading.

Bill passes second and third readings, and is ordered enrolled.

H. B. 2192, S. B. 1642, bill to prevent felling of timber in Crowder's Creek, Gaston County, upon second reading.

Bill passes second and third readings, and is ordered enrolled.

S. B. 1555, bill to exempt certain graded schools from the operation of the State Text-Book Act, upon second reading.

Upon motion of Mr. Webb, the bill is laid on the table.

By Mr. Woodard, S. R. 1668, resolution to pay pages not entitled to mileage five dollars in lieu thereof.

Mr. Brown moves to lay on the table.

The motion is lost.

Mr. Brown moves to take a recess until 10 o'clock.

Mr. London calls for the ayes and noes.

The roll is called and the vote announced, ayes 22, noes 22, as follows:

Those voting in the affirmative are: Messrs. Aycock, Brown, Burroughs, Calvert, Dula, Foushee, Foy, Glenn, James, Lindsay, London, Long, McIntyre, McNeill, Miller of Caldwell, Miller of Pamlico, Pinnix, Scott, Travis, Vann, Webb, Wood—22.

Those voting in the negative are: Messrs. Alexander, Arrington, Bray, Broughton, Buchanan, Candler, Crisp, Currie, Gudger, Henderson, Justice, Marshall, McAllister, McIntosh, Morton, Speight, Stikeleather, Sugg, Thomas, Ward, Warren, Woodard—22.

The presiding officer, Mr. McIntyre, in the Chair, casts the deciding vote in favor of the motion, and the Senate takes a recess.

At 10 o'clock the Senate reconvenes.

## ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. B. 1411, H. B. 2160, An act to amend chapter 581 of the Laws of 1899, relating to the public roads in certain counties—Alamance, Durham, Forsyth, Gaston, New Hanover, Orange and Warren.

S. B. 1545, H. B. 1112, An act to amend chapter fifty-four of the Public Laws of 1899.

S. B. 1608, H. B. 2205, An act to provide for the holding of elections in North Carolina.

S. R. 1610, H. R. 2191, joint resolution providing for the payment of certain expenses incurred in election contests before the House of Representatives.

S. B. 1533, H. B. 2109, An act to allow Mecklenburg County to appropriate money to pay for a bridge at Mount Holly.

S. B. 1615, H. B. 2216, An act to provide for the sale of a certain tract of land belonging to the State's Prison.

S. B. 1629, H. B. 1819, An act to incorporate the Belgrade Institute, in Onslow County.

S. B. 1628, H. B. 2214, An act to provide for regulation of commutation of persons confined in the penitentiary.

S. B. 1548, H. B. 1841, An act to incorporate the Citizens Banking and Trust Company.

S. B. 1614, H. B. 2202, An act to appoint additional Justices of the Peace in Yadkin County.

S. B. 1257, H. B. 2004, An act to amend chapter No. 101 of the Private Laws of 1897, and to change the name of said association.

S. B. 1528, H. B. 259, An act to amend section 1816 of The Code.

S. B. 1540, H. B. 2154, An act to amend chapter 230 of the Public Laws, session 1897.

S. B. 1523, H. B. 2136, An act relating to the Clerk of the Superior Court of Bertie County.

S. B. 1624, H. B. 2025, An act to provide a short form for agricultural liens and chattel mortgages, and to prescribe the fees for registration of same.

S. B. 1599, H. B. 1623, An act to discharge drunken Solicitors.

S. B. 1593, H. B. 2168, An act to amend chapter 354, Public Laws 1889.

S. B. 1600, H. B. 1119, An act to prevent the felling of timber in any stream in Jackson or Sandy Ridge Townships, North Carolina.

S. B. 1544, H. B. 1290, An act for the relief of W. E. Edwards, of Ashe County.

S. B. 1580, H. B. 2181, An act to amend chapter 43 of the Public Laws of 1893.

S. R. 1601, H. R. 2201, joint resolution in regard to deserters from the Confederate armies.

S. B. 558, H. B. 353, An act relating to fees of witnesses and officers in certain cases.

S. B. 768, H. B. 1961, An act to incorporate the Farmers Mutual Fire Insurance Association, of Edgecombe County.

S. B. 1543, H. B. 1774, An act to restore the old boundary line between Ashe and Wilkes counties.

S. B. 1440, H. B. 1715, An act for the relief of Lucy J. Ingram, public school teacher, of Randolph County.

S. B. 878, H. B. 2021, An act to amend chapter 18, Private Laws of 1899, which is amendatory of chapter 153, Private Laws of 1893, entitled An act to incorporate the city of Fayetteville.

S. B. 1578, H. B. 2166, An act supplemental to an act entitled An act to prohibit the manufacture of spirituous and malt liquors, and to prohibit the sale of all intoxicating liquors in Cumberland County, ratified March 9, 1901.

S. B. 1547, H. B. 2161, An act authorizing Commissioners of Buncombe County to fix salary of the chairman of the Board of Commissioners.

S. B. 1372, H. B. 1670, An act to empower the Commissioners of Scotland County to condemn lands for location or sites for court-house, jail or county home for aged and infirm for said county.

S. B. 1621, H. B. 2218, An act supplemental to An act to regulate the State printing, ratified February 27, 1901.

S. B. 1550, H. B. 1113, An act to regulate insurance of public buildings, and other State property in North Carolina.

S. B. 1088, H. B. 1965, An act to amend chapter 1, Public Laws of 1899.

S. B. 1426, H. B. 1521, An act authorizing the Secretary of State to issue a grant to Clem Davis, of Cherokee County.

S. B. 1605, H. B. 2203, An act supplemental to An act to protect and promote the oyster industry in North Carolina.

S. B. 1625, H. B. 2211, An act for the better government of the North Carolina Institution for the Education of the Deaf and Dumb and the Blind.

S. B. 1609, H. B. 2195, An act to prohibit the sale of intoxicating liquors within three miles of Nebo Methodist Church, in McDowell County.

S. B. 1567, H. B. 1302, An act to protect bottlers of milk, beer, soft drinks, mineral waters, liquids and beverages.

S. B. 1419, H. B. 1520, An act authorizing the Secretary of State to issue grants to James M. Davis, of Cherokee County.

S. B. 1623, H. B. 2200, An act to provide for the appointment of two additional members of the Dispensary Board of Cumberland County.

S. B. 1618, H. B. 2209, An act to allow non-residents having money in the State of North Carolina in the hands of trustees to have the same paid over to trustees in the State of their residence, etc.

S. B. 1535, H. B. 2045, An act supplemental to An act prohibiting the manufacture and sale of spirituous liquors in Pender County.

S. B. 1627, H. B. 2213, An act authorizing the Governor of the State to fill vacancies in the Board of Directors of the Charitable or Penal Department of institutions of the State occurring when the Senate is not in session.

S. B. 1335, H. B. 1542, An act to protect the passage of fish.

S. B. 1575, H. B. 996, An act for the relief of Wm. H. Newman, an ex-Confederate soldier, late of Company G, 27th North Carolina Regiment.

S. B. 1573, H. B. 707, An act to restore sections 8 and 9 of chapter 299, Laws of 1893, relating to insurance.

S. B. 1569, H. B. 1817, An act to incorporate the West Asheville Cemetery Association.

S. R. 1576, H. R. 1952, resolution in favor of Mutual Savings Deposit Company.

S. B. 1603, H. B. 2137, An act supplemental to An act to provide an additional Spring Term of the Superior Court for the county of Greene, in the year 1901.

S. B. 1208, H. B. 1349, An act for the relief of M. H. P. Clark.

S. B. 1595, H. B. 42, An act to prevent kidnapping and to secure to parents the custody of their children.

S. B. 1500, H. B. 1372, resolution in favor of Cyrus Thompson, ex-Secretary of State.

S. B. 1612, H. B. 2206, An act for the relief of B. B. Bobbitt.

S. B. 981, H. B. 1882, An act to incorporate the Smithfield Fire Company.

S. B. 1611, H. B. 1348, An act to make Thomas Woodall a citizen of Banner Township, Johnston County.

S. B. 1560, H. B. 2075, An act to pay Mrs. Evelina T. Briggs for rent of armory.

S. B. 1577, H. B. 772, An act to allow persons whose land has been sold for taxes and bought in by the State to redeem the same.

S. B. 1423, H. B. 1522, An act authorizing the Secretary of State to issue a grant to J. A. Davis, of Cherokee County.

S. B. 906, H. B. 1743, An act to amend chapter 54 of the Public Laws of 1891.

S. B. 1619, H. B. 2212, An act supplemental to an act entitled An act to incorporate the Farmers Bank of Rockingham, ratified February 26, 1901.

S. B. 1470, H. B. 2138, An act to amend chapter 164, Public Laws of 1899, being entitled An act to establish the North Carolina Corporation Commission.

S. B. 1303, H. B. 2005, An act supplemental to an act en-

titled An act to establish a stock law in certain parts of Wayne County.

S. B. 1572, H. B. 1106, An act to encourage the building of pulp mills and paper mills and tanneries, in the counties of Haywood and Swain.

S. B. 1613, H. B. 2199, An act supplemental to and amendatory of an act, ratified on March 11, 1901, entitled An act to provide for the division of the State into Judicial Districts and for holding the courts therein.

S. B. 1617, H. B. 2210, An act to incorporate the J. M. Ray Camp of United Confederate Veterans.

S. B. 1591, H. B. 1845, An act relating to warehousemen, authorizing them to give bonds and issue warehouse receipts secured thereby, and prescribing and regulating their powers and duties.

S. B. 1598, H. B. 1997, An act to amend the charter of the town of Aberdeen.

S. R. 572, H. R. 1730, joint resolution of request to the Board of Agriculture.

S. B. 1506, H. B. 2217, An act to amend chapter 272 of the Public Laws of 1893.

S. B. 712, H. B. 1440, An act to amend chapter 488 of the Laws of 1899.

S. B. 1630, H. B. 2103, An act to pay Mrs. J. H. Withers a certain school claim out of school fund of Harnett County.

S. B. 1541, H. B. 2031, An act to amend charter of Enterprise Lumber Company.

S. B. 1496, H. B. 1805, An act to change the boundary line of Snow Creek and Danberry townships, in Stokes County.

S. B. 1477, H. B. 2148, An act for the relief of C. H. Haynes, Clerk of the Superior Court of Surry County.

S. B. 1590, H. B. 2149, An act to regulate employment of labor for certain counties.

S. B. 1620, H. B. 2221, An act to provide for payment of the managers for the House of Representatives during the impeachment trial.

S. B. 1103, H. B. 1899, An act to change the time of holding the Superior Court of Halifax County.

S. B. 1300, H. B. 2147, An act to create the office of Chief of Fire Department and decrease the fire waste of the State.

S. B. 1492, H. B. 1311, An act to prevent fast riding and driving over cetrain bridges across the Dismal Swamp Canal, in Camden County.

S. R. 1383, H. R. 1990, resolution to print one thousand copies of the general oyster law.

S. B. 1561, H. B. 2179, An act to encourage thrift and economy by the incorporation of institutions for savings and savings banks.

S. B. 1478, H. B. 2135, An act to amend chapter 138 of the Private Laws of 1874 and 1875, relating to graded schools in the city of Charlotte, and to provide for maintaining a free library in said city, ratified the 28th day of February, A. D. 1901, and for other purposes.

S. B. 1645, H. B. 2234, An act supplemental to sundry acts passed at this session of the General Assembly in regard to Johnston County.

S. B. 1635, H. B. 1646, An act to incorporate Peru School-House, in Anson County.

S. B. 1390, H. B. 800, An act to amend section 1136 of The Code, in regard to the service of criminal process issued by Justices of the Peace.

S. B. 1587, H. B. 1771, An act to establish stock law in certain portions of McDowell County.

S. B. 1458, H. B. 2220, An act to amend section 1, Acts of 1889, chapter 380.

S. B. 1340, H. B. 1327, An act to create two school districts in Yadkin Township, in the county of Stokes.

S. B. 1497, H. B. 1515, An act to extend the corporate limits of the town of Maxton.

S. B. 1241, H. B. 1862, An act to pay J. G. Bowles, a public school teacher, in Surry County, $16.28.

S. B. 1269, H. B. 2081, An act to amend the charter of the town of Halifax.

S. R. 1559, H. R. 2170, resolution commending Col. Creecy's History of North Carolina.

Mr. Dula introduces the following resolution:

"*Resolved*, That the cordial thanks of the Senate are hereby rendered to the Lieutenant-Governor, Hon. W. D. Turner, for the able, efficient and impartial manner in which he has discharged his duties as the presiding officer of the Senate."

The resolution is unanimously adopted by a rising vote.

H. R. 2259, S. R. 1670, joint resolution in regard to the death of ex-President Harrison.

The resolution is unanimously adopted, and, upon its third reading, is adopted by a rising vote.

ENROLLED BILLS.

Mr. Smith, from the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. R. 1356, H. R. 2088, resolution to print the proceedings of the impeachment trial.

S. B. 1562, H. B. 1148, An act to amend section 2159 of The Code, permitting caveators of wills to prosecute in certain cases without giving bond.

S. B. 1538, H. B. 2227, An act for the relief of certain Sheriffs.

S. B. 1102, H. B. 1940, An act to regulate the employment of counsel by State institutions.

S. B. 1650, H. B. 2235, An act to amend the public school law, ratified March 11, 1901.

S. B. 1469, H. B. 2215, An act to enlarge the corporate limits of Mount Airy, N. C.

S. B. 1486, H. B. 1775, An act to prevent the indebted-

ness of State institutions without the authority of the General Assembly.

S. B. 1616, H. B. 2219, An act to protect owners of boilers, engines and other machinery.

S. R. 1653, H. R. 2245, resolution in regard to adjournment.

S. B. 1482, H. B. 2129, An act for the relief of D. C. High.

S. B. 1622, H. B. 2228, An act to prohibit the manufacture and sale of spirituous, vinous or malt liquors in certain localities in the county of Johnston.

S. B. 737, H. B. 203, An act to require city and street railway companies to use vestibule fronts and fenders on their cars.

S. B. 1359, H. B. 2090, An act to change the boundary of Steele Township, in county of Richmond.

S. B. 1360, H. B. 2091, An act to amend the charter of the town of Rockingham.

S. R. 1659, H. R. 2246, joint resolution in regard to investigation of Treasury Department.

S. B. 1646, H. B. 2238, An act to incorporate Beaver Island Baptist Church, in Rockingham County.

S. R. 1660, H. R. 2247, joint resolution authorizing the Enrolling Clerk and such assistants as he may need, to be paid their per diem for straightening up the affairs of his office and delivering all papers to the State Librarian.

S. B. 783, H. B. 2145, An act to establish a Pension Board for the county of Madison.

S. B. 1584, H. B. 1911, An act to amend section 347 of The Code, relating to attachments.

S. B. 1301, H. B. 2222, An act to provide for the holding of town and city elections, and special elections in counties and townships.

S. B. 1558, H. B. 2187, An act supplementary and amendatory of an act entitled An act to regulate the manufacture and sale of spirituous liquors in the county of Richmond.

S. B. 1592, H. B. 2184, An act to amend chapter 243 of the Private Laws of 1899.

S. B. 1649, H. B. 2233, An act to authorize the town of Huntersville (and J. A. Gilbert, Tax Collector), in Mecklenburg County, to collect arrears of taxes.

S. B. 1106, H. B. 2017, An act to condemn land for a water supply for the State Hospital at Morganton.

S. B. 1656, H. B. 2243, An act to amend chapter 377, Public Laws of 1895.

S. B. 1583, H. B. 1912, An act relating to service of process on corporations.

S. B. 1468, H. B. 1548, An act to raise revenue.

S. B. 810, H. B. 1870, An act for the free passage and to prohibit the catching of fish in the Ararat River, Surry County.

S. B. 1632, H. B. 2186, An act to make appropriations for State institutions.

S. B. 1658, H. B. 1726, An act for relief and protection against mistakes and errors in the surveys and plots of land entries.

S. R. 1662, H. R. 2251, joint resolution concerning adjournment.

S. B. 1661, H. B. 1916, An act to prohibit the unlawful interference with gas or electric meters or steam valves.

S. B. 1651, H. B. 1484, An act to consolidate the Webster and Dillsboro School Districts for the Colored Race.

S. R. 1637, H. R. 2069, resolution in regard to pages.

S. B. 1663, H. B. 2244, An act relative to the report of the managers in the matter of the impeachment of David M. Furches and Robert M. Douglas.

S. B. 1652, H. B. 2232, An act supplemental to An act passed by the General Assembly to authorize the town of Marion to issue fifty thousand dollars in bonds for waterworks and sewerage, being H. B. 450.

S. B. 1522, H. B. 2102, An act to appoint Justices of the Peace for the several counties of North Carolina.

S. B. 1507, H. B. 2198, An act to regulate primary elections.

S. B. 1634, H. B. 2230, An act to appoint the members of the County Board of Education in the various counties of the State.

S. B. 1644, H. B. 1391, An act to punish disorderly conduct in the presence of religious congregations.

S. B. 1565, H. B. 1933, An act to provide for the assessment of property and the collection of taxes.

S. B. 1647, H. B. 1671, An act to provide for the management and government of the State Hospital for the Dangerous Insane.

S. B. 1552, H. B. 2043, An act to proviide for the sale of property for taxes.

S. B. 1664, H. B. 2254, An act supplemental to an act entitled An act to raise revenue, ratified March 15.

S. B. 1194, H. B. 2134, An act to punish drunkenness and disorderly conduct at Pinehurst, in Moore County.

S. B. 1639, H. B. 2223, joint resolution in behalf of G. F. Kennedy.

S. B. 1643, H. B. 1917, An act to incorporate the town of Rutherford College, in Burke County, and to repeal chapter 32, Private Laws of 1871-'72.

S. B. 876, H. B. 1945, An act to amend section 1043 of The Code of North Carolina.

S. B. 1642, H. B. 2192, An act to prevent felling of timber, etc., in Crowder's Creek, in Gaston County.

S. B. 1631, H. B. 1562, An act to aid the Colored Orphan Asylum, at Oxford, N. C.

S. B. 1667, H. B. 2255, An act to authorize the city of Charlotte to appropriate money to maintain a free library or libraries in said city and regulating libraries.

S. B. 1347, H. B. 2176, An act to authorize the city of Monroe to fund its outstanding indebtedness.

H. R. 2259, S. R. 1670, resolution in regard to the death of ex-President Benjamin Harrison.

The hour of 10:30 o'clock having arrived, the President, in accordance with H. R. 2251, S. R. 1662, joint resolution regarding adjournment, declares the Senate adjourned until 12 o'clock noon, April 3, 1901.

W. D. TURNER,
*Lieutenant-Governor and President of the Senate.*

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## FIFTY-EIGHTH DAY.

SENATE CHAMBER, April 3, 1901.

The Senate meets at 12 o'clock m., in accordance with adjournment of March 15, 1901, and is called to order by the Principal Clerk, who calls Mr. Glenn to the Chair.

Prayer is offered by Rev. Dr. Eugene Daniel, of the city.

### MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

H. B. 2267, S. B. 1671, bill supplemental to An act to appoint members of the County Board of Education.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

H. B. 2266, S. B. 1672, bill supplemental to an act entitled An act to provide for the division of the State into Judicial Districts, and to provide for holding the courts therein, ratified March 11, 1901.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

H. B. 2260, S. B. 1673, bill supplemental to and amendatory of An act to establish stock law in certain portions of Wayne County.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

H. R. 2264, S. R. 1674, resolution regarding adjournment.

Placed on the Calendar.

H. R. 2261, S. R. 1676, resolution to pay clerks and other employees mileage for their attendance upon the present sitting of the General Assembly.

The resolution is placed upon its several readings.

The resolution passes its several readings, and is ordered enrolled.

H. B. 2262, S. B. 1677, bill supplemental to an act entitled An act relating to fees of witnesses in certain cases, ratified March 14, 1901.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

H. B. 2265, S. B. 1678, bill to amend chapter 203, Private Laws of 1899.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

H. B. 2263, S. B. 1679, bill to authorize the Goldsboro Lumber Company to increase its capital stock from one hundred thousand to three hundred thousand dollars.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

## INTRODUCTION OF BILLS.

Mr. Broughton introduces S. B. 1675, bill amendatory to an act entitled An act to regulate primary elections, ratified the 15th day of March, 1901.

Upon motion of Mr. Broughton, the bill is placed upon its several readings.

The bill passes its several readings, and is ordered sent to the House of Representatives without engrossment.

Mr. Arrington introduces S. B. 1680, bill appointing certain Justices of the Peace in Wayne County.

Upon motion of Mr. Arrington, the bill is placed upon its several readings.

The bill passes its several readings, and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. Arrington, H. R. 2225, S. R. 1640, resolution in favor of T. B. Womack, is placed upon its third reading.

The resolution passes third reading, and is ordered enrolled.

Upon motion of Mr. Woodard, the Senate takes a recess until 1:45 o'clock.

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### Afternoon Session.

At 1:45 the Senate reconvenes.

A message is received from the House of Representatives, transmitting:

H. R. 2270, S. R. 1681, resolution providing for the publication of the proceedings of the Court of Impeachment.

The resolution is placed upon its several readings.

The resolution passes its several readings, and is ordered enrolled.

Upon motion of Mr. Broughton, the Senate adjourns until 12 o'clock to-morrow.

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## FIFTY-NINTH DAY.

Senate Chamber, April 4, 1901.

Senate meets at 12 o'clock m., pursuant to adjournment, and is called to order by President *pro tem.*, Mr. London.

The reading of yesterday's Journal is dispensed with, and the same stands approved.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

Messages are received from the House of Representatives, transmitting bills and resolutions, which are read the first time, and disposed of as follows:

S. R. 1682, H. R. 2274, resolution relating to adjournment of the General Assembly.

The resolution is placed upon its several readings.

The resolution passes its several readings, and is ordered enrolled.

S. B. 1683, H. B. 2273, bill to increase the number of Commissioners for Iredell County.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

S. B. 1684, H. B. 2272, bill to elect a Justice of the Peace for Horse Creek Township, Ashe County.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

S. B. 1685, H. B. 2271, bill supplemental to an act entitled An act to amend chapter 82, Private Laws of 1899.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

S. B. 1687, H. B. 2276, bill authorizing persons required to give bond to the State to give surety in Guaranty companies.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered enrolled.

INTRODUCTION OF BILLS.

Mr. Woodard introduces

S. B. 1686, bill to increase the number of Commissioners for Wilson County.

The bill is placed upon its several readings.

The bill passes its several readings, and is ordered sent to the House of Representatives without engrossment.

Upon motion of Mr. Arrington, the vote by which

S. B. 1666, H. B. 2071, bill in regard to employees of the General Assembly, was laid upon the table, is reconsidered and placed upon its second reading.

Upon motion of Mr. Arrington, the vote by which the amendment offered by Mr. Gudger was adopted, and the amendment offered by Mr. London were tabled, are reconsidered.

The amendment offered by Mr. Gudger is lost.

The amendment offered by Mr. London is adopted.

The bill, as amended, passes second and third readings, and is ordered sent to the House of Representatives without engrossment.

ENROLLED BILLS.

The following bills are reported properly enrolled, which are duly ratified and sent to the office of Secretary of State:

S. R. 1640, H. R. 2225, resolution for the relief of T. B. Womack.

S. B. 1672, H. B. 2266, An act supplemental to an act entitled An act to provide for the division of the State into Judicial Districts and for holding the Courts therein.

S. B. 1673, H. B. 2260, An act supplemental to and amendatory of an act entitled An act to establish a stock law in certain portions of Wayne County.

S. B. 1678, H. B. 2265, An act to amend chapter 203, Private Laws of 1899.

S. R. 1676, H. R. 2261, resolution authorizing the paying of clerks and other employees mileage for their attendance upon the present sitting of the General Assembly.

S. B. 1677, H. B. 2262, An act supplemental to an act entitled an act relating to fees of witnesses and officers in certain cases, ratified March 14, 1901.

S. B. 1675, H. B. 2268, An act amendatory to an act entitled An act to regulate primary elections, ratified the 15th day of March A. D. 1901.

S. B. 1061, H. B. 1613, An act to compel attendance in the public schools in Mitchell County.

S. B. 1671, H. B. 2267, An act supplemental to an act to appoint the members of the County Board of Education in the various counties of the State.

S. B. 1679, H. B. 2263, An act authorizing the Goldsboro Lumber Company to increase its capital stock from one hundred thousand ($100,000) dollars to three hundred thousand ($300,000) dollars.

S. B. 1680, H. B. 2269, An act to appoint J. E. Peterson, G. W. Langston and W. H. Collins Justices of the Peace in Wayne County.

S. B. 741, H. B. 1443, An act for the relief of Miss E. C. Spruill, a public school teacher in Nash County.

S. R. 1681, H. R. 2270 resolution to provide for the publication of the proceedings of the Court of Impeachment.

S. B. 1683, H. B. 2273, An act to increase the number of Commissioners for Iredell County.

S. R. 1682, H. R. 2274, resolution relating to the adjournment of the General Assembly.

S. B. 1685, H. B. 2271, An act supplemental to an act entitled An act to amend chapter 82, Private Laws of 1899.

S. B. 1684, H. B. 2272, An act to elect a Justice of the Peace for Horse Creek Township, Ashe County.

S. B. 1666, H. B. 2071, An act in regard to employees of the General Assembly.

S. B. 1686, H. B. 2275, An act to increase the number of Commissioners in Wilson County.

S. B. 1687, H. B. 2276, An act authorizing persons required to give bond to the State to give surety in guaranty companies.

The hour of 12.30 having arrived, the Senate, in accordance with joint resolution of adjournment, adjourns *sine die*.

H. A. LONDON,
*President pro tempóre of the Senate.*

A. J. MAXWELL,
*Principal Clerk.*

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